

# EXHIBIT A

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FILED  
12/15/2020 4:11 AM  
IRIS Y. MARTINEZ  
CIRCUIT CLERK  
COOK COUNTY, IL

**IN THE CIRCUIT COURT OF COOK COUNTY  
DISTRICT 2, SKOKIE, ILLINOIS**

HOWARD LEVENTHAL,

11493534

Plaintiff,

vs.

Case No.: 2020L062057

**COMPLAINT**

MARY HANDELAND,  
NOAH EERNISSE,  
MICHELLE ESPINOSA,  
REPUBLICAN PARTY OF OZAUKEE COUNTY,  
WINSTON M. PAES,  
STEVE ZISSOU,  
SALLY BUTLER,  
JOE HORNING,  
THOMAS W. VINSON,  
ANDREA R. VINSON,  
KATHY BROGHAMMER,  
DAN EASTMAN,  
RICK STERNHAGEN,  
CARI ANNE MIHALKO,  
EMMETT GRISSOM,  
ADAM GEROL,  
JEFFREY SISLEY,  
LORRAINE MARX,  
CHRISTINE KLOTZ,  
ROBERT OLMR,  
PAUL MALLOY,  
STEVEN CAIN,  
MARY LOU MUELLER,  
ROBIN KELLER,  
MIGUEL A. ZALDIVAR, JR.  
BARRY BOLINE,  
JOHN R. STORCK,  
MICHELLE ESPINOSA,  
MARCUS HOLMES,  
RONALD JACOBS,  
PETER GOLDSMITH, and  
UNNAMED CO-CONSPIRATORS

Amount Claimed: \$500 Million

Jury Demand

**Civil RICO Act Claim**

Defendants

**COMPLAINT UNDER RACKETEER INFLUENCED CORRUPT ORGANIZATIONS  
ACT, 18 U.S. CODE § 1961 ET SEQ., FOR CIVIL REMEDIES AND OTHER RELIEF**

**NOW COMES PLAINTIFF** Howard E. Leventhal, a non-attorney acting *pro se*, hereby  
respectfully submitting this Complaint against Defendants Mary Handeland, Noah Eernisse,

**12-Person Jury**

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**NOW COMES PLAINTIFF** Howard E. Leventhal, a non-attorney acting *pro se*, hereby respectfully submitting this Complaint against Defendants Mary Handeland, Noah Ernisse,

COMPLAINT - 1

Michelle Espinosa, Republican Party Of Ozaukee County, Winston M. Paes, Steve Zissou, Sally Butler, Joe Horning, Thomas W. Vinson, Andrea R. Vinson, Kathy Broghammer, Dan Eastman, Rick Sternhagen, Cari Anne Mihalko, Emmett Grissom, Adam Gerol, Jeffrey Sisley, Lorraine Marx, Christine Klotz, Robert Olmr, Paul Malloy, Steven Cain, Mary Lou Mueller, Robin Keller, Miguel A. Zaldivar, Jr., Barry Boline, John R. Storck, Michelle Espinosa, Marcus Holmes, Ronald Jacobs, Peter Goldsmith, and Unnamed Co-Conspirators; in nineteen counts as follows:

1. Criminal Conspiracy to Murder Judith Leventhal
2. Criminal Conspiracy to Kidnap Howard Leventhal
3. Criminal Conspiracy to Kidnap Amelia Leventhal
4. Criminal Conspiracy to Oppress
5. Criminal Conspiracy to Commit Theft by Deception
6. Criminal Conspiracy to Publish Anti-Semitic Hate Speech ("Sneaky Jew Leventhal")
7. Criminal Conspiracy to Intentionally Inflict Emotional Distress
8. Criminal Conspiracy to Maliciously Cause Physical Bodily Injury
9. Criminal Conspiracy to Defame
10. Criminal Conspiracy to Defraud Individuals
11. Criminal Conspiracy to Defraud the State of Illinois
12. Criminal Conspiracy to Defraud the State of Wisconsin
13. Criminal Conspiracy to Breach Contracts
14. Criminal Conspiracy to Defraud the United States
15. Criminal Conspiracy to Deprive Constitutional Rights
16. Criminal Conspiracy to Obstruct Justice
17. Criminal Conspiracy to Unjustly Enrich
18. Criminal Conspiracy to Commit Perjury
19. Tortious Interference with Familial Relations

This action is brought pursuant to state court jurisdiction under U.S. Code Title 18.

Crimes and Criminal Procedure, Part 1, Crimes Chapter 96, **Racketeer Influenced and Corrupt**

**Organizations**, Section 1964; Civil remedies; Illinois Tort law (Illinois Statutes Chapter 735.

Civil Procedure §-1116) and other applicable federal law and law of the State of Illinois.

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SECTION I  
CONCURRENT FEDERAL RICO ACT JURISDICTION  
OF THIS STATE COURT

- The U.S. Supreme Court noted in *Gulf Offshore Co. v. Mobil Oil Corp.*, 453 U.S. 473 (1981) that its analysis of state-court jurisdiction over a federal cause of action "begins with the presumption that state courts enjoy concurrent jurisdiction. Recognizing that Congress has the power to limit a federal claim to federal courts, "the presumption of concurrent jurisdiction can be rebutted by an explicit statutory directive, by unmistakable implication from legislative history, or by a clear incompatibility between state-court jurisdiction and federal interests."
- Applying the *Gulf Offshore* analysis, this note argues that state courts share jurisdiction with federal courts over civil RICO claims, see also *Claffin v. Houseman*, 93 U.S. 130 (1876); *Charles Dowd Box Co. v. Courtney*, 368 U.S. 502 (1962). First, the language of civil RICO's jurisdictional grant does not constitute an explicit statutory directive of exclusive jurisdiction; the Supreme Court has interpreted similar language in another federal statute as consistent with the presumption of concurrent jurisdiction. Second, the legislative history of RICO does not contain an unmistakable implication that Congress intended to limit civil RICO actions to federal courts.
- In fact, Congress never even considered the issue of state court jurisdiction in RICO suits. Finally, state court adjudication of civil RICO claims advances rather than obstructs federal interests. State court adjudication presents injured parties with additional fora for redress and relieves federal court dockets.
- Courts presume that state and federal courts share concurrent jurisdiction over a federal cause of action. Only three factors can rebut this presumption: (1) an explicit statutory grant of exclusive jurisdiction; (2) an unmistakable implication in the statute's legislative history that Congress intended exclusive jurisdiction; or (3) a clear incompatibility between state-court

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jurisdiction and the federal interests underlying the statute. Any one of these prongs alone rebuts the presumption of concurrent jurisdiction.

5. The Supreme Court has held that jurisdiction over all federal causes of action shall be presumed to be concurrent between state and federal courts. This presumption emerges from the Constitutional grant to Congress of the power to create lower federal courts and the discretion to define the role of such lower courts. Congress could have opted not to form lower federal courts, leaving only state courts to adjudicate federal causes of action, subject to review by the Supreme Court. The drafters, therefore, apparently intended concurrent jurisdiction to be "the rule, rather than the exception." Additionally, the presumption of concurrent jurisdiction is based upon the principle of dual state and national sovereignty in our federal system. In *Ciampi v. Houseman*, the Supreme Court explained: the laws of the United States are laws in the several States, and just as much binding on the citizens and courts thereof as the State laws are. The United States is not a foreign sovereignty as regards the several States, but is a concurrent, and, within its jurisdiction, paramount sovereignty.

6. The fact that a State court derives its existence and functions from the State laws is no reason why it should not afford relief [over federal claims]; because it is subject also to the laws of the United States and is just as much bound to recognize these as operative within the State as it is to recognize the State laws. The two together form one system of jurisprudence, which constitutes the law of the land for the State; and the courts of the two jurisdictions are not foreign to each other, nor to be treated by each other as such, but as courts of the same country, having jurisdiction partly different and partly concurrent.

7. Numerous cases in Illinois courts have been brought to include RICO Act claims, see for example *Conr'l Grp., LLC v. All Access Int'l, Inc.*, 2017 Ill. App. 160389 (Ill. App. Ct. 2017). 18

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U.S.C. § 1964(c) provides the private cause of action. Any person injured in his business or property by reason of a violation of section 1962 of this chapter may sue therefor, see *Ilaroco v. American Nat. B. T. Co. of Chicago*, 747 F.2d 384 (7th Cir. 1984). *Taffin v. Levitt*, 493 U.S. 455 (1990), was a United States Supreme Court case in which the Court held that state courts have concurrent jurisdiction to decide civil claims brought under the Racketeer Influenced and Corrupt Organizations Act (RICO).

8. Under 45 U.S.C. § 56 (1982) ("The jurisdiction of the courts of the United States...shall be concurrent with that of the courts of the several States,"), The Supreme Court held that state courts have jurisdiction over claims under this provision. See *Burnett v. New York Cent. R.R.*, 380 U.S. 424 (1965) (confirming state court jurisdiction over FELA claims). Under 15 U.S.C. § 77v(a) (1982) ("The district courts of the United States... shall have jurisdiction... concurrent with State and Territorial courts, of all suits in equity and actions at law brought to enforce any liability or duty created by this subchapter"), See, e.g., *Weiner v. Shearson, Hammill & Co.*, 521 F.2d 817 (9th Cir. 1975) (state courts share concurrent jurisdiction with federal courts over claims under the Securities Act). See also Labor Management Relations Act, § 301(a), 29 U.S.C. § 185(a) (1982). Well settled federal law provides that RICO Act claims can be brought in state court.

9. The Plaintiff in this matter Howard Leventhal is a current citizen and resident of Cook County, Illinois. He has the deepest of ties with the community closely surrounding this court branch, having attended Niles Township North High School, walking distance from this court. Every single member of his nuclear, secondary and tertiary family has lived in Skokie for ten years or more at one time or another. His closest circle of lifelong friends either lives in Skokie now or has lived in Skokie, Morton Grove or the surrounding area for many years. Ongoing

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injuries to Mr. Leventhal committed by the Defendants have continued to the same month this complaint is filed, producing further horrendous injury inflicted upon Mr. Leventhal within Cook County.

10. Leventhal provides 24/7 in-home care to his 95-year-old mother who lives approximately 30 minutes driving time each way from this court, within Cook County. Removing this case to federal court, if that is what the Defendants predictably attempt, would inflict undue and deliberately abusive hardships upon both Leventhal and his mother. There is no authentically grounded cause not to adjudicate this matter in this court.

11. Jurisdiction of this matter in this court is proper and correct as is the provision for treble damages set forth in the RICO Act<sup>1</sup>.

## SECTION 2 PARTIES

12. Plaintiff Howard Leventhal is in his mid-60s, an FAA-licensed pilot, an inventor, author of four books<sup>2</sup> and two widely-read aviation technology blogs, tech business developer, United States patent holder, an internationally certified black belt instructor in Taekwon-do, currently an undergrad college student pursuing an architecture degree and father of a (formerly) abandoned founding girl he adopted in the People's Republic of China during 2002. The child's name as assigned by the China Center for Adoption Affairs was Chang Wen Ying. Upon entry into the United States during March 2002 under the Intercountry Adoption Act of 2000 P. L. 106-279;

<sup>1</sup> See: Judith A. Morse, *Treble Damages under RICO: Characterization and Computation*, 61 Notre Dame L. Rev. 526 (1986). Available at: <http://scholarship.law.nd.edu/ndlr/vol61/iss3/9>

<sup>2</sup> <https://www.amazon.com/Howard-Leventhal/e/B07RR9J1G7>

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114 Stat. 825; 42 U.S.C. 14901 et seq. (a federal proceeding), Wen Ying was renamed Amelia Wenying Handeland-Leventhal and was brought into residence with the Plaintiff in Lindenhurst, Illinois. Subsequent to events described below, the Defendants caused Amelia's name to be changed to Amelia Jade Handeland to conceal her from the Plaintiff after kidnapping her.

13. Defendant Mary Handeland is a Wisconsin resident, proficient grifter, kidnapper and world class professional emasculation machine. She is employed by Co-Defendant Joe Horning who provides material support for the offenses enumerated in this complaint. Handeland is a lifelong chronic abuser of antipsychotic drugs and serial frivolous lawsuit filer. She once deliberately threw grapes on the floor of a Wisconsin Roundy's grocery store, pretended to fall on the grapes and then sued Roundy's for a "slip and fall" injury, while appearing in court sporting a cervical collar purchased at Walgreens. She sued ten parties in Milwaukee County Case Number 2014CV003888 *Mary Handeland vs. Marquette University School of Dentistry et al* after setting up the dentist for this lawsuit before first ever entering the dental suite; a frivolous, extortionate litigation style orchestrated and taught by her mother, Co-Defendant in this matter Lorraine Marx, another professional grifter. Mary sued ex-employer, Wisconsin-based Ralph Marlin for "sexual harassment" after hearing an off-color joke at work.

14. Handeland was arrested after coercing her first husband James Handeland into a narcotics trafficking conspiracy in Wisconsin. During this particular misadventure, she stole money from her own parents and a bank to fund purchases of "inventory." After being caught, she attempted suicide several times - sadly, unsuccessfully. Subsequently she deceived Plaintiff Howard Leventhal into marriage during 1999 for the purpose of stealing assets and cash and committing the other harms and injuries set forth in this complaint. By failing to disclose her history of psychiatric treatment, decades-long antipsychotic drug intake, prescription and street drug abuse

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1 history, arrest history and suicide attempts during the process of adopting Amelia, Handland  
 2 defrauded Plaintiff Leventhal, the United States Government (State Dept.), the State of Illinois,  
 3 the state-licensed Home Study provider upon which all the adoption parties and the government  
 4 of the People's Republic of China relied – among many other things, a criminal violation of 18  
 5 USC § 1001, false statements in the federally sanctioned adoption proceeding – to say nothing of  
 6 the concomitant horrendous financial fraud and horrific perversions of moral duty upon Howard  
 7 and Amelia Leventhal.  
 8

9 13. Defendant Noah Eernisse is a resident of the state of Wisconsin and a knuckle-dragging<sup>3</sup>  
 10 police officer under the command of Co-Defendant Emmett Grissom. Co-Defendant, the  
 11 Republican Party of Ozaukee County (RPOC), which claims to be a legitimate political  
 12 organization domiciled in the state of Wisconsin, is the racketeer influenced corrupt organization  
 13 at the nexus of the RICO-act offenses enumerated in this complaint. RPOC is a front, cover  
 14 operation/arm of the Neo-Nazi Movement in Wisconsin<sup>4</sup>. Among its many charming initiatives  
 15 have been tireless work to disenfranchise voters not fitting into its most-favored template for the  
 16 racial makeup of its neighbors; and to maliciously, covertly harass and harangue families of  
 17 mixed race to move out of Ozaukee County<sup>5</sup> - a close-in north suburban municipality bundle of  
 18

19 <sup>3</sup> Noah Eernisse is closely related to another knuckle-dragging racist cop – Matthew Eernisse of  
 20 St Louis, who was indicted for shooting an unarmed black man in the back, see:  
 21 [https://www.stltoday.com/news/local/crime-and-courts/st-louis-officer-indicted-in-ease-involving-shooting-of-unarmed-man/article\\_65ff00cf-20df-552a-ae41-9fc0f398791f.html](https://www.stltoday.com/news/local/crime-and-courts/st-louis-officer-indicted-in-ease-involving-shooting-of-unarmed-man/article_65ff00cf-20df-552a-ae41-9fc0f398791f.html)

22 <sup>4</sup> See news media article: "Multiple hate groups located in Wisconsin, one headquartered in  
 23 Milwaukee"; <https://www.wisn.com/article/retired-lieutenant-shot-at-sikh-temple-reflects-on-nationalists-after-pittsburgh-synagogue-shooting/24458066>

24 <sup>5</sup> See: *Inflicting the area: Biracial Cedarburg family 'stunned' by hate mail telling them to 'get out'*; <https://www.fox6now.com/news/inflicting-the-area-biracial-cedarburg-family-stunned-by-hate-mail-telling-them-to-get-out>

1 Milwaukee; a throwback, insular enclave of Third Reich war criminal descendants<sup>6</sup> and modern-  
 2 day, self-appointed guardians of Hitler's "*Herrenvolk*" theory<sup>7</sup>.

3 14. Winston M. Paes, Robin Keller, Michelle Espinosa, Steve Zissou and Sally Butler are  
 4 residents of the state of New York, operating a business which employs bribery and extortion to  
 5 covertly influence and coerce New York, New Jersey and Connecticut state and federal judges in  
 6 civil and criminal litigation. Keller also provides planning services to individuals and businesses  
 7 acting to obtain possession of high value goods and services without payment. Co-Defendant  
 8 Miguel A. Zaldivar, Jr. resides in Washington DC and provides material support to Keller. Paes,  
 9 Keller, Espinosa, Zissou and Butler also operate as paid professional confidential witnesses, a  
 10 scheme under which they obtain paid court appointments as legal or paralegal service providers  
 11 to criminal defendants and then feed ostensibly "privileged" information about their "clients"  
 12 back to prosecutors (their actual clients), double-dipping into state and federal funds, using  
 13 oppressed and defenseless criminal defendants as chattel property, violating the 5<sup>th</sup> and 6<sup>th</sup>  
 14 Amendment rights of citizens as a revenue-production strategy and *modus operandi*.  
 15

16 15. Sally Butler is infamous for needlessly churning a mentally disabled man endless times  
 17 through the New York legal system and then selling the client's story as a movie script, in such a  
 18 way that only she (Butler) and her husband, Co-Defendant Steve Zissou gained financially<sup>8</sup>.

19 <sup>6</sup> See: <https://www.wuwm.com/post/remembring-wisconsin-world-war-ii-prison-camps/stream/0>

20 <sup>7</sup> *Herrenvolk* translation: "Master Race," Hitler's "Aryan Supremacy" theory. See  
 21 [https://en.wikipedia.org/wiki/Master\\_race](https://en.wikipedia.org/wiki/Master_race)

22 <sup>8</sup> See "*Lawyer defending serial bus thief accused of angling to cash in on movie deal about the case*"; <https://www.nydailynews.com/new-york/serial-bus-thief-lawyer-accused-cash-movie-article-1.3755589>

Butler and Zissou are so skillful at blindly generating "collateral" damage in legal matters for their own gain without regard to the welfare of others, that even famed actress Julia Roberts (who they grandiosely recruited to portray Butler in their ego exercise movie), was harmed simply by allowing herself to communicate with them<sup>9</sup>.

15. Joe Horning is a Wisconsin resident and operator of various Neo-Nazi front businesses operating throughout Wisconsin. Co-Defendants Thomas W. Vinson and Andrea R. Vinson are residents of Lindenhurst, Illinois and currently in fraudulent possession of and title to real estate property located at 2885 Farmington Dr, Lindenhurst, Illinois and rightfully belonging to the Plaintiff.

16. Also supplying material support for the injurious acts set forth herein are Co-Conspirators and domestic terrorists<sup>10</sup> Kathy Broghammer, Dan Eastman, Rick Sternhagen, Cari Anne Mihalko, Emmett Grissom, Adam Gerol, Jeffrey Sisley, Lorraine Marx, Christine Klotz, Robert Olmr, Paul Malloy, Barry Boline, Steven Cain and John R. Storek; all citizens of the state of Wisconsin, operatives of the Republican Party of Wisconsin, Republican Party of Ozaukee County and their covert Neo-Nazi operations.

16. Co-Conspirators Marcus Holmes and Ronald Jacobs are residents of the state of Illinois, known to frequently associate with felons and who were used to provide material support for the Wisconsin and New York defendants. Co-Conspirator Peter Goldsmith is a resident and citizen of the United Kingdom and employer of Co-Defendant Winston Poes, having supplied material

<sup>9</sup> See: "NYC Seeks to Recover Money Made Off Upcoming Julia Roberts Film About Transit Impostor"; <https://www.hollywoodreporter.com/news/nyc-wants-money-julia-roberts-877455>  
<sup>10</sup> Domestic terrorism is a form of terrorism in which victims "within a country are targeted by a perpetrator with the same citizenship" as the victims.

support to Poes before, during and after the offenses complained-of herein. Unnamed Co-Conspirators are various individuals remaining in power or position to cause further harm and injury to the Plaintiff or his daughter and therefore are unnamed. For the moment.

### SECTION 3 ALLEGATIONS

#### I. Criminal Conspiracy to Murder Judith Leventhal

1. Defendant Mary Handeland was the Plaintiff's second wife. Leventhal's first wife, Judith Leventhal (1953-2015) died five days after the Defendants collectively and knowingly conspired to kidnap Howard Leventhal (see 3.2. below), did so and then literally, emotionally inflamed Judith, a multiple sclerosis sufferer who relied upon Howard for large amounts of financial<sup>11</sup> and emotional support, so much that Judith's autonomic nervous system failed and she died – a direct and proximate result of Defendants' premeditated, malicious and knowing acts and conspiracy principally designed by co-Def's Winston Poes, Mary Handeland, Steve Zissou, Sally Butler and Michelle Espinosa.

2. Multiple sclerosis sufferers become severely physically harmed from emotional upset and the Defendants knew this on September 12, 2015, the date they kidnapped Leventhal. For personal and collective financial gain, to terminate Howard's payment of monies to Judith and

<sup>11</sup> Judith required 24/7/365 in-home care and various treatments which were not covered by payors. She received monthly amounts from Leventhal ranging from \$7,000 to \$10,000 per month, the vast majority of which was paid voluntarily by Leventhal and exceeded court-ordered sums by large percentages. The Defendants conspired and attempted to redirect these monies to themselves by in-fact, murdering Judith.



1 divert such monies to themselves, Defendants acted to end and then ended Judith's life through  
2 shock and emotional torture. See obituary, Exhibit A.

## 3 2. Criminal Conspiracy to Kidnap Howard Leventhal

4  
5  
6 15. Mary Handeland solicited money and was paid monies by other Defendants to provide a  
7 series of false statements and representations to the federal court in *U.S. v. Leventhal*, Case No.  
8 13-cr-695(BMC) in the United States Court for the Eastern District of New York, again a  
9 multiplicity of violations of the federal criminal false statements statute, 18 USC Sec 1001, as  
10 well as federal obstruction of justice (18 U.S.C. § 1503), perjury (18 U.S. Code § 1621) and  
11 subornation of perjury (18 U.S. Code § 1622) criminal statutes.

12  
13 16. To state a cause of action in a civil RICO action a plaintiff must allege: (1) that a person  
14 (2) through the commission of two or more acts (3) constituting a "pattern" (4) of "racketeering  
15 activity" (5) directly or indirectly invests in, or maintains an interest in, or participates in (6) an  
16 "enterprise" (7) the activities of which affect interstate commerce. *Sedima, S.P.R.L. v. Imrex Co.*,  
17 473 U.S. 479, 496, 105 S.Ct. 3275, 3285, 87 L.Ed.2d 346 (1985). A "pattern" under RICO  
18 "requires at least two acts of racketeering activity" within a ten-year period, 18 U.S.C. § 196(1)(5),  
19 or multiple predicates within a single scheme that amounted to criminal activity. *H.J. Inc. v.*  
20 *Northwestern Bell Telephone Co.*, 492 U.S. 229, 236, 109 S.Ct. 2893, 2899, 106 L.Ed.2d 195  
21 (1989). A civil RICO claimant must prove conduct which took place over the prior ten years that  
22 is indictable, and offenses that are punishable under various criminal statutes. *Sedima*, 473 U.S.  
23 at 488. All of the predicates for RICO adjudication are present in this matter.

24  
25 17. These false statements made by Handeland during a fallacious bail revocation hearing in  
26 Brooklyn, NY on September 11-12, 2015 were co-designed by the Defendants and caused  
27

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1 Leventhal, a senior citizen with chronic, serious medical problems, to be summarily imprisoned  
2 on September 12, 2015 in the notorious Metropolitan Detention Center (MDC), characterized by  
3 federal magistrate judge Cheryl Pollak as being indistinguishable from a "third world prison"<sup>12</sup>  
4 for its inhumanly low standard of medical care. Handeland lied to the court by falsely  
5 characterizing Leventhal's personal history in a negative way, falsely minimizing his medical  
6 conditions (after not living in the same household with him for the prior 8 years and while  
7 having no current knowledge of his medical state) and concocting fictional, ludicrously false,  
8 utterly baseless accusations that Leventhal posed some sort of threat to Amelia. These specific  
9 allegations and all or nearly all of the other fact allegations in this Complaint have been admitted  
10 by the United States Government in proceedings during 2020 in Case No. 13-cr-844, *U.S. v.*  
11 *Leventhal*, in the U.S. District Court, Northern District of Illinois, the case into which  
12 Leventhal's release from federal custody was transferred during 2020<sup>13</sup>.

13  
14 18. After being kidnapped by the Defendants, Leventhal was held at MDC without needed  
15 medical care until sentenced in December 2016. During this period he was cut off by the  
16 Defendants from contact with his daughter while hundreds of thousands of dollars-worth of  
17 property were converted by Defendants into cash for the Defendants' consumption, while  
18 Leventhal was 1,000 miles away, stripped of all resources, unable to obtain counsel, unable to  
19 persuade the Illinois court to hear his causes telephonically and unable to protect himself or his  
20 relationship with his daughter in any way – precisely as strategized, designed and implemented

12 Newspaper story: <https://www.nydailynews.com/new-york/brooklyn/judge-refuses-send-women-horrifying-brooklyn-jail-article-1.2820551>

13 See 2002 Docket entries, 13-cr-844, *U.S. v. Leventhal*, USDC NDIL.

1 by Co-Defendants Handeland, Michelle Espinosa and Co-Conspirator Winston Paes. Paes, a  
 2 subhuman, unrepentant monster improvidently inflicted upon the United States directly from  
 3 Hell, is a naturalized U.S. citizen purportedly born in Goa, India. What Paes most surely is  
 4 beyond that, is an indelible black stain upon the American legal profession which can never be  
 5 eradicated without deporting him back whereunder whatever rock he slithered out from.

### 3. Criminal Conspiracy to Kidnap Amelia Leventhal

1. The Defendants used the opportunity presented by Leventhal's forced isolation 1,000  
 miles away from home, to violate every in-force contact and visitation order entered in  
*Handeland v. Leventhal*, Case No. 05 D 808 in the Circuit Court of Lake County, Illinois, a  
 divorce proceeding (Exhibit F). Then the Defendants kidnapped Amelia from Illinois to  
 Wisconsin, and illegally transferred jurisdiction over Amelia from Illinois to Wisconsin court, to  
 evade contempt proceedings in Illinois court, see *Handeland v. Leventhal* in the Circuit Court of  
 the State of Wisconsin, Ozaukee County. All of the Wisconsin-residing defendants named in  
 this matter had direct hands in the kidnapping. Flight from one state to another to evade rightful  
 court process is a federal crime also, see: 18 U.S. Code § 1073, yet another crime the  
 perpetration of which all the defendants conspired to effect.

2. This kidnapping was a *prima facie* violation of the federal Parental Kidnapping  
 Prevention Act, 28 U.S.C. § 1738A.<sup>14</sup> Co-Defendant Noah Eernisse, a Grafton, Wisconsin

<sup>14</sup> See "INTERSTATE CHILD CUSTODY, A Practitioner's Guide to the Parental Kidnapping  
 Prevention Act (PKPA)", 28 U.S.C. § 1738A "at:  
[https://www.bwip.org/assets/documents/pdfs/a\\_practitioner%E2%80%99s\\_guide\\_to\\_the\\_parental\\_kidnapping\\_prevention\\_act\\_pkpa.pdf](https://www.bwip.org/assets/documents/pdfs/a_practitioner%E2%80%99s_guide_to_the_parental_kidnapping_prevention_act_pkpa.pdf)

1 police officer, when informed of the relevant facts and apprised of his complicity in criminal  
 2 activity, transmitted the Exhibit B email message to the Plaintiff, acknowledging that he  
 3 (Eernisse) understood the criminal implications of his actions to groundlessly and falsely project  
 4 a shield of law enforcement around Handeland while simultaneously forwarding and perfecting  
 5 Amelia's kidnapping.

3. Despite every conceivable manner of begging and pleading by Plaintiff Howard  
 Leventhal<sup>15</sup>, since Amelia's kidnapping took place, father and daughter have neither seen nor  
 spoken to each other under a legal barrier designed and erected by the Defendants and  
 orchestrated by Co-Defendant Robert Olmr, also a Neo-Nazi who claims to be a Wisconsin  
 criminal lawyer. Now Amelia is 20 years old, an adult and nearly the entire value to both  
 Howard and Amelia of the holy and sacred father/daughter relationship has been extinguished  
 and destroyed through self-serving conspiracy by the Defendants, for undeserved self-  
 enrichment and craven avarice of the defendants in panoply ways and no other authentic  
 motivation or causation.

### 4. Criminal Conspiracy to Oppress

1. It has long been established in Illinois courts that punitive or exemplary damages may be  
 awarded when torts are committed with fraud, actual malice, deliberate violence or oppression,  
 or when the defendant acts willfully, or with such gross negligence as to indicate a wanton

<sup>15</sup> Which have been cruelly responded-to by the Defendants with no-contact orders and arrest  
 warrants, bought and paid-for in bribery payments to certain of the Defendants who masquerade  
 as legitimate public officials, by other Defendants. See Exhibit P.

disregard of the rights of others.” See *Kelsay v. Motorola, Inc.* (1978), 74 Ill.2d 172, 186, 384 N.E.2d 353, 359 and *Cornell v. Langland*, 109 Ill. App. 3d 472, 475 (Ill. App. Ct. 1982).

2. Defendants in this matter, fully aware of all the outlandish injuries they have caused to Howard and Amelia Leventhal, conspired to oppress and succeeded at oppressing and preventing Howard Leventhal from acting to defend himself and his daughter from their actions. Defendant Robin Keller coerced her husband, US District Judge the spineless, odious and honorless Brian M. Cogan of the Eastern District of New York, a corpulent, flutulent Republican Jackass gasbag appointed by bloviating Republican Jackass President George W. Bush - to enter language in the Judgment of Conviction (Exhibit C) oppressing, depressing, priorly restraining<sup>16</sup> and limiting Leventhal’s First Amendment right to seek redress of the issues presented in this matter until Leventhal’s period of supervised release was ended. The federal court in Chicago, recognizing the egregious cruelty of the harms set forth in this complaint, ended Leventhal’s period of supervised release two years early on December 3, 2020, see order, Exhibit D hereto.

3. Keller collaborated with Co-Defendants Michelle Espinosa and Winston Paes (with whom Keller now, five years later, shares fee income by some strange non-coincidence) along with other defendants, to enter this language so that Leventhal would be handcuffed, oppressed and prevented from re-establishing any sort of relationship with his daughter, long after Leventhal’s actual handcuffs were removed. Winston Paes and Co-Defendant Peter Goldsmith

<sup>16</sup> In *New York Times Co. v. United States*, 403 U.S. 713 (1971), the US Supreme Court outlawed “prior restraint,” precisely the technique employed by the bloviating gasbag defendants in this matter to erect defenses around themselves for the harms they inflicted upon Leventhal and his daughter, as set forth herein. Thusly, the time for filing this matter was tolled on December 3, 2020 when said Constitution-defying erected defenses expired, see NDIL Order, Ex D.

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have paid monies to Keller over and over again during the interceding years to indirectly compensate Keller’s husband, the detestable, incurably arrogant and self-important “Judge” Cogan - for entering the Exhibit C order.

4. Cogan is well known for sycophantically kowtowing to any and every demand by government lawyers as Co-Defendant Paes formerly was; which explains why he (Judge Cogan) was handpicked by the Department of Justice to oversee the trial of drug lord Joaquin “El Chapo” Guzman. El Chapo’s case was one in which DOJ lawyers could not afford to be seen as anything other than the crusading champions of truth, justice, the American Way and their personal bonus checks, expense accounts, resumes and statistics as such miscreants are. Cogan’s *de facto* job, the business which he and his wife Co-Defendant Keller gain the most financially from - is highly compensated fellation, ego-stroking, pimping and career promotion for hyper-ambitious government lawyers and CJA-appointed “defense” attorneys doubling as confidential informants, the Constitution be damned.

##### 5. Criminal Conspiracy to Commit Theft by Deception

1. In panoply ways, Defendants committed theft against Leventhal; theft of everything valuable to him dear and pedestrian; vaporizing the sacred and amplifying the profane. In 2008, Handeland invited and allowed her then-current boyfriend Richard Rea to live in the marital residence at 2885 Farmington Dr., Lindenhurst, Illinois, thereby voiding Howard’s obligation to pay maintenance to Handeland<sup>17</sup>. However of course, Handeland kept this cohabitation secret

<sup>17</sup> See Exhibit E, public record document of Richard Rea’s occupancy in the Lindenhurst residence.

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1 and enlisted Amelia to do the same – one of the first series of actions by Handeland to alienate  
 2 Amelia from her father for no reason other than to defraud Leventhal of money. Among many  
 3 other wrongs committed by this one of many instances of Handeland's deliberate destruction of  
 4 the holy and sacred relationship between father and daughter, was utterly unjustified parental  
 5 alienation as defined under Illinois law and prohibited by an in-force Illinois state court order  
 6 between Handeland and Leventhal, see excerpt, Exhibit F.

7  
 8 2. Of course, Handeland kept demanding and receiving abundant monies from Howard,  
 9 who had no knowledge of the covert, prohibited living arrangements. Mr. Rea passed away in  
 10 October 2011 while he was inhabiting the residence, probably harangued to death over money by  
 11 Mary in her emasculating, screaming banshee<sup>18</sup> black widow mode, one of her innumerable,  
 12 charming, diametrically opposite schizophrenic<sup>19</sup> personalities. It is noteworthy here and should  
 13 be stated that the Plaintiff met Mr. Rea in person several times during Handeland's  
 14 choreographed hostage swaps. It was obvious from the circumstances that Rea was in a  
 15 relationship with Handeland (although not obvious that Rea was living in the home).  
 16 Leventhal's first impression (as a decades-experienced martial arts instructor with heightened  
 17 sensitivities on this topic) was that Mr. Rea was not a threat to Amelia and that she was safe with  
 18 him. It is remarkable to reflect that Handeland is so constitutionally incapable of departing from

19 <sup>18</sup> *Banshee* in Irish legend: a female spirit whose loud screaming and wailing warns of an  
 20 impending death in a house.

21 <sup>19</sup> Schizophrenia is a serious mental disorder in which people interpret reality abnormally.  
 22 Schizophrenia may result in some combination of hallucinations, delusions, and extremely  
 23 disordered thinking and behavior that impairs daily functioning, and can be disabling. see  
 24 <https://www.mayoclinic.org/diseases-conditions/schizophrenia/symptoms-causes/syc-20354443#:~:text=Schizophrenia%20is%20a%20serious%20mental,functioning%2C%20and%20can%20be%20disabling.>

1 the devious, two-faced and underhanded approach, that she could not have found some way to  
 2 have an adult conversation and seek the required permission from Leventhal. Instead, she chose,  
 3 as she has chosen throughout her life - and as her own mother (Co-Defendant Lorraine Marx)  
 4 and sister (Co-Defendant Christine Klotz) taught, to proceed in as a deceptive, oppressive,  
 5 cheating, disingenuous and toxic a fashion as was possible under the circumstances.

6  
 7 3. For nearly 100% of the time, from the date of purchase of the Lindenhurst home in 1999  
 8 until Mary sold it in 2016, Leventhal paid the mortgage and associated housing costs. From the  
 9 2009 date Rea moved into the home forward, all such monies were obtained by the Defendants  
 10 through theft by deception.

11  
 12 4. Under Illinois law, (720 ILCS 5/16-1) (from Ch. 38, par. 16-1), Sec. 16-1. Theft. (a) A  
 13 person commits theft when he or she knowingly: (1) Obtains or exerts unauthorized control over  
 14 property of the owner; or (2) Obtains by deception control over property of the owner. Every  
 15 payment from Leventhal to Handeland after the first date of Rea's occupancy forward, was an  
 16 act of Theft by Deception by Handeland, materially supported before, during and after the fact  
 17 by all of the Defendants.

18  
 19 5. Likewise, title to the Lindenhurst martial residence was dislodged from Leventhal by  
 20 Handeland's deception and that of her co-conspirators, the other defendants. The house's current  
 21 titleholders, Co-Defendants Thomas and Andrea Vinson, purchased the house for substantially  
 22 less than its market value, in conspiracy with the other Defendants to obtain the house at below  
 23 market rates and supply the Defendants with additional cash advanced by the Vinsons' mortgage  
 24 lender.

6. Criminal Conspiracy to Publish Anti-Semitic Hate Speech

1. On Sep 26, 2019, Jan 10, 2020 and Feb 17, 2020, Plaintiff Leventhal entered the Skokie Public Library located at 5215 Oakton St., Skokie, Illinois (see Google Maps history, Exhibit G) and searched his name on the Internet. All three times, among the first search returns was the “story” attached here as Exhibit H, which begins “*Sneaky Jew Leventhal* ...” This article was written and planted by the co-defendants, principally Winston Paes with assistance of a co-conspirator<sup>20</sup> and has remained viewable on the Internet through indispensable efforts by all the Defendants, through to and including the filing date of this complaint. Leventhal was born of Jewish parents, circumcised in the traditional ritual and consecrated to his family’s faith in the *bar mitzva* ceremony at a synagogue walking distance from this court.

2. The *Daily Stormer*, which provided publishing space for this Defendant-written article, is a Neo-Nazi publication. Andrew Anglin is the founder of the Daily Stormer website, which aptly takes its name from the gutter Nazi propaganda sheet known as *Der Stürmer*. True to that vintage, Anglin is infamous for the crudity of his language and his thinking, a contrast to his sophistication as a prolific Internet troll and serial harasser<sup>21</sup>.

3. Conspiracy Against Rights, 18 U.S.C. § 241 makes it unlawful for two or more persons to conspire to injure, threaten, or intimidate a person in any state, territory, or district in the free exercise or enjoyment of any right or privilege secured to the individual by the U.S. Constitution or the laws of the U.S. The Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act

<sup>20</sup> Plaintiff personally observed an individual he now believes to be Andrew Anglin, giggling in a corner of a men’s restroom on the 8<sup>th</sup> floor in the Brooklyn federal courthouse with Co-Defendant Winston Paes, while discussing their efforts to publish the Exhibit H article.

<sup>21</sup> <https://www.splcenter.org/fighting-hate/extremist-files/individual/andrew-anglin>

of 2009, 18 U.S.C. § 249 makes it a federal crime to willfully cause bodily injury, or attempt to do so using a dangerous weapon, because of the victim’s actual or perceived race, color, religion, or national origin. The Act also covers crimes committed because of the actual or perceived religion, national origin, sexual orientation, gender, gender identity, or disability of any person, if the crime affected interstate or foreign commerce or occurred within federal special maritime or territorial jurisdiction.

4. Defendants in this matter caused bodily injury to Leventhal through withheld medical care (see Physician report Exhibit J) while conspiring to use the intimidating threat of lethal force present in the powers improvidently lent to them in their government employment, to deprive Leventhal’s civil liberties, pursuit of happiness, 14<sup>th</sup> Amendment right to parent his daughter, 5<sup>th</sup> and 6<sup>th</sup> Amendment rights, 8<sup>th</sup> Amendment right to be free of cruel and unusual punishment among other Constitutional rights – by publishing the “*Sneaky Jew*” article and using it as a weapon in their arsenal employed to destroy the relationship between Howard and Amelia Leventhal as well as to directly physically harm Leventhal, medically and emotionally<sup>22</sup> – to say nothing of the unknown harm yet to be discovered, caused to Amelia by depriving her of a father during her teens and early twenties, for no rightful cause.

5. Violent Interference with Federally Protected Rights, 18 U.S.C. § 245 makes it a crime to use or threaten to use force to willfully interfere with a person’s participation in a federally protected activity because of race, color, religion, or national origin. Federally protected activities include public education, employment, jury service, travel, or the enjoyment of public

<sup>22</sup> See Physician expert report Exhibit J and Psychologist’s expert report Exhibit K, admitted as true by the Government in federal court, *US v Leventhal*, 1:21-cr-844, 2020 proceedings.



1 accommodations. Under this statute, it is also a crime to use or threaten to use force against  
2 those who are assisting and supporting others in participating in these federally protected  
3 activities. Defendants, in their ludicrously presumptuous undertakings set forth here, used the  
4 threat of violence against Leventhal intrinsic to his grossly overblown criminal prosecution<sup>23</sup> to  
5 deprive Leventhal, based upon Leventhal's religion, federally protected rights to receive proper  
6 medical and mental health care while imprisoned for the equally ludicrous period of time he was  
7 in fact imprisoned by the Defendants through their frauds and crimes inflicted upon the United  
8 States – purely income-producing endeavors on defendants' parts<sup>24</sup>.

7. **Criminal Conspiracy to Intentionally Inflict Emotional Distress**

1. Under forum law in Illinois, to state a cause of action for intentional infliction of  
emotional distress, a plaintiff must adequately allege that: "(1) the defendant's conduct was  
extreme and outrageous; (2) the defendant either intended to inflict severe emotional distress or

<sup>23</sup> For one example of many: Leventhal – a senior citizen with serious, life-threatening digestive  
medical issues – was dragged during February 2017 in shackles in his underwear at the point of  
multiple shotguns, across the tarmac at Upstate New York's Stewart International Airport  
(SWF), by armed jackasses operating under "authority" of these defendants, during a transfer,  
just prior to being transported over a 24-hour period in a series of conveyances without  
functioning toilets. During this hellish experience, Leventhal soiled his clothing and was not  
provided fresh clothes until the next day. Average temperature at Stewart Airport in February:  
High 39° / Low 23°.

<sup>24</sup> See Exhibit L. Leventhal's filings the federal court (admitted by the Government) describing  
and defining the gross and outrageously excessive sentence in *U.S. v. Leventhal* – designed by  
Defendants to destroy Leventhal's parent-child relationship. This destruction was not a  
"collateral effect," it was the sentence. Such punishment is neither prescribed nor allowed by the  
governing statutes. Leventhal's sentence was illegal and *de facto* extra-judicial, for among other  
reasons, it was entered for no actual cause other than to enrich the defendants in this matter and  
to use the federal court to unconstitutionally restrain Leventhal from obtaining any meaningful or  
timely relief and to protect the defendants' financial gains arising therefrom.

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1 knew that there was a high probability that its conduct would do so; and (3) the defendant's  
2 conduct actually caused severe emotional distress." *Wells*, 306 Ill. App.3d at 154, 713 N.E.2d at  
3 683; *McGrath v. Fuley*, 126 Ill.2d 78, 86, 533 N.E.2d 806, 809 (1988). Whether conduct is  
4 extreme and outrageous is evaluated on an objective standard based on all of the facts and  
5 circumstances. *Fahney*, 126 Ill.2d at 90, 533 N.E.2d at 811. Liability does not extend to "mere  
6 insults, indignities, threats, annoyances, petty oppressions or trivialities." *Public Finance Corp.*  
7 *v. Davis*, 66 Ill.2d 85, 89-90, 360 N.E.2d 765, 767 (1976). Liability only attaches in  
8 circumstances where the defendant's conduct is "so outrageous in character, and so extreme in  
9 degree, as to go beyond all possible bounds of decency." *Public Finance Corp.*, 66 Ill.2d at 90,  
10 360 N.E.2d at 767, quoting Restatement (Second) of Torts § 46, Comment d (1965). The distress  
11 inflicted must be so severe that no reasonable person could be expected to endure it. *Fahney*, 126  
12 Ill.2d at 86, 533 N.E.2d at 809. See *Gratham v. Commonwealth Edison Co.*, 318 Ill. App. 3d 736,  
13 745 (Ill. App. Ct. 2001).

2. The distress inflicted by the Defendants working in the conspiracy described here is so  
severe that no reasonable person could be expected to endure it – and – has almost nothing to do  
with the fact that Leventhal was confined by the Defendants in prison *per se*. Leventhal engaged  
in admitted criminal activity and admitted so under oath on numerous occasions. He deserved a  
certain amount of time in prison, which leaves what he did not deserve:

3. Leventhal over the time he was incarcerated, observed innumerable visits between  
children and incarcerated inmates. Some of these visit-receiving inmates were notorious drug  
dealers and hyper-violent criminals. Several were contract killers with death sentences. Some  
were seriously and obviously mentally ill. Yet all of these fathers and mothers were allowed  
contact and maintained contact with their beloved children. Leventhal was not allowed any of

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1 this, by premeditated design of the defendants and as a *quid pro quo* for Handeland's perjury and  
2 obstruction of justice, paid-for additionally with federal funds remitted to Handeland for lying.

3 4. Rather, the Defendants in this matter conspired together to produce Mary Handeland's  
4 numerous injections of fabricated testimony in federal court by exchanging with Handeland,  
5 among other things valuable to her, extinguishment of the relationship between Howard and  
6 Amelia. Why would Handeland even want this? Because parental alienation is an  
7 intergenerational pattern and pathology in her own family. Her father, the late Stephen Budiac,  
8 was an authentic hero of WWII and the only person of admirable character in Handeland's  
9 nuclear family.

10 5. Steve Budiac hand-delivered bundled sticks of lit dynamite into Japanese gun  
11 emplacements during his Marine military service in the Pacific during World War II. When he  
12 came home, he married Co-Defendant Lorraine Marx who, in short order demanded monetary  
13 bonuses for bearing children. Around the time Mary was 13 years old, Marx demanded that  
14 Steve purchase a new Cadillac on payments, because neighbors had done the same. Steve was a  
15 financially conservative man and refused to buy a car he could not pay for with cash. Lorraine  
16 filed divorce against Steve and wrecked her children's lives and psyches, including Mary's,  
17 because she could not browbeat Steve into buying a new Cadillac.

18 6. Mary Handeland could not browbeat Howard Leventhal into terminating his support for  
19 Judith Leventhal, his deathly ill first wife, so that the Defendants could have the money Judi  
20 received and Judi could live out her terrifying life as an M.S. sufferer in a state institution.  
21 Mary's divorce filing in April 2005 was the triggering event leading to the conspiracy to  
22 emasculate, humiliate, physically and emotionally torture Howard Leventhal, using his beloved  
23 daughter as a bludgeon, through to and including this very day.

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25 7. Howard, as a freshly-ninted Taekwon-do black belt following his senior year in high  
26 school, was assigned by his instructor (now known as) Grandmaster Dr. Gregory A. Youstra,  
27 9<sup>th</sup> degree, a former longtime teacher at Niles North High School (located walking distance from  
28 this court). Youstra is a direct disciple of the late Great Grandmaster, South Korean Army  
General Choi Hong Hi, founder of modern Taekwon-do<sup>25</sup>. Dr. Youstra assigned Leventhal to  
teach young children at the Morton Grove, Illinois Park District, see Youstra affidavit Exhibit M.  
One of Leventhal's students of the time was (is now known as) Grandmaster Earl Weiss, 9<sup>th</sup>  
degree, presently a current Skokie resident, business owner and presently the highest ranking  
Jewish martial artist on Planet Earth, in any authentic Asia-descended system. A reference letter  
from Grandmaster Weiss is included in Exhibit M.

8. Training children to fend for themselves as adults is a fundamental imperative of both  
Jewish *mitzvoth*<sup>26</sup> and all major, authentic Asia-descended martial arts systems – a foundational  
precept of the Buddhist “dharma” or “way” and solemn duty<sup>27</sup> which may not be avoided or  
ignored. This precept was drilled and cemented into Leventhal's consciousness during Hebrew  
school from age 8-13 and then again throughout his teenage years in martial arts training. Being

<sup>25</sup> See Wikipedia: [https://en.wikipedia.org/wiki/List\\_of\\_taekwondo\\_grandmasters](https://en.wikipedia.org/wiki/List_of_taekwondo_grandmasters). Choi, Youstra  
and Weiss are listed as Grandmasters.

<sup>26</sup> *Mitzvoth*: The 613 Secondary Commandments. Code of Jewish Law, ibid. 618. *Shulchan Aruch*  
*Halkav: Orach Chaim* 619:13.

<sup>27</sup> See “*Children and Dharma: An Introduction*,” <https://tricycle.org/magazine/children-and-dharma-introduction/>. Leventhal views himself as a “Jew-ddhist,” a practitioner and believer of  
both his legacy Jewish traditions and those of the Shaolin Buddhist masters from whom the  
Asian martial arts have descended. See <https://www.grin.com/document/374134>. About 250,000  
individuals are thought to share such a composite belief system in the United States.

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1 a parent is as fundamental to Leventhal's existence and self-image as humanity itself – a duty  
2 which Leventhal has treated as sacred and inviolable for every moment of his adult life.  
3  
4 9. Upon first stepping onto the gym floor at age nineteen to enable those young souls to  
5 fend for themselves throughout their lives, Leventhal was transformed instantly, into a spiritually  
6 committed expectant parent. Having a child is *more* important to Leventhal than average parents.  
7 Average “normal” people engage in a pleasurable experience and a child pops out nine months  
8 later. Leventhal endured years of hell getting to the point in his second marriage (to Handeland)  
9 until the arduous process of adopting a child became possible, solely through.<sup>28</sup> Howard  
10 Leventhal's efforts, skillset and contact network. He has seen nothing in his life as more  
11 important than having and nurturing a child or children since that moment at a park district  
12 fieldhouse in 1975. Amelia Leventhal is Howard's only child and she is more important to  
13 Leventhal even than his own life. The harm caused to this sacred relationship by these  
14 defendants solely to pusillanimously enrage their bank accounts, is infinite and irreparable.  
15  
16 10. To characterize the Defendants' actions to perfect the above-described barrier between  
17 father and child as “emotional torture,” far understates the intolerable impact upon Leventhal  
18 which began on September 12, 2015 through Defendants' abusive acts and continues every  
19 waking minute of every day of Leventhal's existence. “Having your child forcibly separated  
20 from parents can induce anguish, despair, guilt, blame and depression in the parents” states a  
21  
22  
23  
24  
25  
26

27 <sup>28</sup> Handeland is and was utterly incapable of accomplishing this feat on her own. Steve Budiac,  
28 her own father, upon learning of the adoption plan, said to Leventhal: “This is a mistake. Mary  
can't handle the responsibility.”

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1 Stanford University scholarly publication.<sup>29</sup> Leventhal has been afflicted by these complained-of  
2 acts with intolerable despair and other emotional injuries from which he may never recover, see  
3 Psychologist's report, Ex. K.  
4  
5 11. These actions have been completely undue in these instances and have no authentic,  
6 legally grounded place in criminal punishment of any kind – except punishment under the theory  
7 of child abuse. Even actual child abusers (which Leventhal is not) are commonly allowed to see  
8 their own children, see “*Children and family law: 'How can you share parenting with an abusive*  
9 *parent?*’”<sup>30</sup>. Yet the long series of abominations inflicted upon Howard and Amelia by the  
10 defendants in this matter have formed a preconceived, predesigned and conspired upon  
11 impenetrable barrier. Howard, who is a model father and diametrically the opposite of any  
12 abusive parent<sup>31</sup>, has been prevented by these Defendants from seeing his daughter once in the  
13 last five years. This set of circumstances has caused Leventhal to reflect on the benefits of  
14 suicide yet somehow he has (as of yet) avoided actually killing himself through some  
15 combination of spirituality excavated from the past and his training in mental focus.  
16  
17 12. Defendants actions to intentionally inflict emotional distress upon the Plaintiff meet the  
18 prerequisites for recovery on this count for Intentional Infliction of Emotional Distress.

29 See: “*Separation from parents removes children's most important protection and generates a*  
24 *new trauma. Stanford scholar says*” [https://www.theguardian.com/society/2020/mar/15/children-and-family-law-how-can-you-](https://news.stanford.edu/2018/06/26/psychological-impact-early-life-stress-parental-separation/#:~:text=Having%20your%20child%20forcibly%20separated,not%20experiencing%20depression%20or%20anxiety.”</a><br/>25 <a href=)  
26 [share-parenting-with-an-abusive-parent](https://www.theguardian.com/society/2020/mar/15/children-and-family-law-how-can-you-share-parenting-with-an-abusive-parent)

27 <sup>30</sup> [https://www.theguardian.com/society/2020/mar/15/children-and-family-law-how-can-you-](https://www.theguardian.com/society/2020/mar/15/children-and-family-law-how-can-you-share-parenting-with-an-abusive-parent)  
28 [share-parenting-with-an-abusive-parent](https://www.theguardian.com/society/2020/mar/15/children-and-family-law-how-can-you-share-parenting-with-an-abusive-parent)

<sup>31</sup> Exhibit M reference letters.

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### 8. Criminal Conspiracy to Maliciously Cause Physical Bodily Injury

1. As set forth above, Leventhal has been seriously physically injured directly and proximately because of the falsities concocted by the Defendants through Mary Handeland's statements to the federal court during Leventhal's sentencing. It had been Leventhal's stated intention upon release from prison, to upgrade his federally-licensed status as a pilot and become a flight instructor. However, due to Defendants' acts, this is no longer possible, see Exhibit J, which describes defendant-caused deterioration in Leventhal's medical condition rendering impossible - flight instruction in small aircraft without lavatories.

2. In Illinois as a general rule, a cause of action for personal injuries accrues when the plaintiff suffers injury. (See *West American Insurance Co. v. Sal E. Lohianco Son Co.* (1977), 69 Ill.2d 126, 130; *Hermitage Corp. v. Contractors Adjustment Co.* (1995), 166 Ill.2d 72.) Traditionally, the limitations period was not tolled simply because the plaintiff was unaware of the existence of an injury. (See *Bates v. Little Company of Mary Hospital* (1982), 108 Ill. App.3d 137, 139.) Thus, mechanical application of the statute of limitations could, in some situations, bar plaintiffs from bringing suit before the plaintiff was even aware that he was injured. To alleviate the harsh consequences that would flow from literal application of the limitations period, the judiciary created the "discovery rule." The effect of the discovery rule, which this court first adopted in *Rozny v. Marmul* (1969), 43 Ill.2d 54, 72-73, is to postpone the commencement of the relevant statute of limitations until the injured plaintiff knows or reasonably should know that he has been injured and that his injury was wrongfully caused. *Jackson Jordan, Inc. v. Leydig, Voit Mayer* (1994), 158 Ill.2d 240, 249. From *Golla v. General Motors Corp.*, 167 Ill. 2d 353, 360-61 (Ill. 1995).

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3. Leventhal discovered that he could no longer pursue a career as a flight instructor after a colonoscopy was performed on him during 2020, see physician's report, Exhibit J. This procedure revealed for the first time, the true extent of harm inflicted upon Leventhal by the Defendants when they conspired together to deceive the federal court into *de facto* denying proper medical care to Leventhal while he was in prison. It was not possible for Leventhal to make this discovery until he was free to seek medical care on his own on December 11, 2019, became able to secure medical coverage independently from control and neglect by the defendants, and then began doing so pursuant to his first gastroenterologist visit during 2020.

4. Defendants actions set forth above to intentionally injure the Plaintiff meet the prerequisites for recovery on this count for personal injury.

### 9. Criminal Conspiracy to Defame

1. A cause of action for defamation *per quod* may be brought in two circumstances. First, a *per quod* claim is appropriate where the defamatory character of the statement is not apparent on its face, and resort to extrinsic circumstances is necessary to demonstrate its injurious meaning. To pursue a *per quod* action in such circumstances, a plaintiff must plead and prove extrinsic facts to explain the defamatory meaning of the statement. *Kolegas v. Hefel Broadcasting Corp.*, 154 Ill.2d 1 (1992); *Mittleman v. Witais*, 135 Ill.2d 220, 233 (1989).

2. A *per quod* action is also appropriate, however, where a statement is defamatory on its face, but does not fall within one of the limited categories of statements that are actionable *per se*. See *Mitchell v. Peoria Journal-Star, Inc.*, 76 Ill. App.2d 154, 158-60 (1966). In such *per quod* actions, the plaintiff need not plead extrinsic facts, because the defamatory character of the statement is apparent on its face and resort to additional facts to discern its defamatory meaning

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1 is unnecessary. The action is one for defamation per quod simply because the statement does not  
 2 fall into one of the actionable *per se* categories. In other words, the statement is defamatory on  
 3 its face, but damage to the plaintiff's reputation will not be presumed. See *Mitchell v. Peoria*  
 4 *Journal-Star, Inc.*, 76 Ill. App.2d 154, 158-60 (1966). As with any defamation per quod action,  
 5 the plaintiff must plead and prove special damages to recover. *Bryson v. News America*  
 6 *Publications*, 174 Ill. 2d 77, 103 (Ill. 1996).

7  
 8 3. That the "Sneaky Jew" article (Ex H, published by the Defendants) is defamatory on its  
 9 face goes without saying. It was published on computers at the Skokie Public Library for any and  
 10 all patrons to see no less than three times, less than two years prior to the filing of this complaint.  
 11 The special damages inflicted upon Leventhal and his daughter by the defendants encompass  
 12 destruction of the father/daughter relationship as well as nearly every relationship Leventhal has  
 13 valued since he was a child.

14  
 15 4. To make certain of the definition of "special damages" the court must consider, as shown  
 16 in Prosser, Torts § 93, at 593 (2d ed. 1955), that all slanderous words, except for the four  
 17 categories of slander per se are actionable only upon proof of "special" damage — special in the  
 18 sense that it must be supported by specific proof, as distinct from the damage assumed to follow  
 19 in the case of libel or the kinds of slander already considered. Additional definitions are found in  
 20 53 C.J.S. Libel and Slander § 240 (1948) as follows:

21  
 22 5. "General damages are those which the law presumes must actually, proximately, and  
 23 necessarily result from the publication of the defamatory matter. If the words are not actionable  
 24 per se, there can be no recovery of general damages. Special damages are such as have actually  
 25 occurred, computable in money, which are the natural, but not the necessary, result of the alleged  
 26 wrong, and do not follow by implication of law on proof of the defamatory words."

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1 6. The need for proof of special damages as an indispensable prerequisite for recovery by  
 2 plaintiff herein is also expressed in *Valentine v. North American Co.* (1974), 60 Ill.2d 168, 170,  
 3 328 N.E.2d 265, *Richardson v. Dunbar* (1981), 95 Ill. App.3d 254, 259, 419 N.E.2d 1205, and  
 4 cases there cited; *Kirk v. Village of Hillcrest* (1975), 31 Ill. App.3d 1063, 1065, 335 N.E.2d 535,  
 5 and *Whitby v. Associates Discount Corp.* (1965), 59 Ill. App.2d 337, 340-41, 207 N.E.2d 482.  
 6 See also *PSL Realty Co. v. Granite Investment Co.* (1981), 86 Ill.2d 291, 312, 427 N.E.2d 563  
 7 and *Moricoli v. P S Management Co.*, 104 Ill. App. 3d 234, 237-38 (Ill. App. Ct. 1982).

8  
 9 7. Although Leventhal has sustained the most extreme economic harm as a product of  
 10 Defendants' defamation, at this point he could not care less about money in any way, shape or  
 11 form - except as an instrument with which to punish these defendants, all of whom obviously  
 12 hold their bank accounts more sacred and inviolable than people. The harm caused by these  
 13 defendants is the worst and most egregious of all possible harms — worse in Leventhal's view  
 14 than if he had been murdered by the Defendants.

15  
 16 8. If Leventhal had been murdered by the defendants, he would not have to endure seeing  
 17 photographs of his daughter every day and then well up in tears. If Leventhal had been murdered  
 18 by the defendants, he would not break down sobbing every time he witnesses people being nice  
 19 to each other in daily life and on television. Loss of society with his daughter is the most severe  
 20 harm that could possibly be inflicted upon Howard Leventhal — and — all of the Defendants knew  
 21 this before the above set forth injuries were inflicted; see Exhibits N in the personal reference  
 22 bundle, some of which date back to 2005, eight years before Leventhal was ingested into the  
 23 claws and gullets of these animal defendants and then spat out like so much detritus and floissam.

24  
 25 9. Defendants, for no reason except to magnify their income and assets, defamed Howard  
 26 Leventhal to the most intolerable ends and must be held responsible for doing so. Failing to hold

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1 them responsible provides a license for more herds of toxic, money-grubbing jackasses like these  
2 Defendants to keep doing the same thing over and over gain in the future.

#### 3 4 5 **10. Criminal Conspiracy to Defraud Individuals**

6 1. Defendants defrauded Howard and Amelia, before, during and after the fact, through  
7 Mary's entry into marriage with Howard solely for the purpose of dislodging property, cash and  
8 a child from Howard.

9 2. Defendants defrauded Howard Leventhal, officials of Family Resource Center (the  
10 adoption agency) and the adoption home study provider, by deliberately concealing Handeland's  
11 history of suicide attempts, psychosis, drug abuse, frivolous lawsuits and criminal acts. This  
12 fraud resulted in Mary being identified in Amelia's naturalization and adoption proceeding as  
13 Amelia's adoptive mother – a specious outcome that never would have taken place absent the  
14 concealments described here.

15 3. By entering into the Marital Settlement Agreement (MSA) in *Handeland v. Leventhal*<sup>32</sup>,  
16 without any intention to honor Handeland's obligations, defendants defrauded Leventhal out of  
17 cherished parenthood (the upper-most purpose of obtaining a divorce from Judi Leventhal and  
18 marrying Handeland at the outset), the costs of adoption, all of the support monies provided to  
19 Handeland from Leventhal approximating \$2 million, automobiles, clothing, food, jewelry and  
20 title to the marital residence at 2885 Farmington Dr., Lindenhurst, Illinois.

21  
22  
23  
24  
25  
26  
27  
28 <sup>32</sup> Case No. 05 D 808 in the 19<sup>th</sup> Judicial Circuit Court Lake County Illinois.  
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1 4. To establish a claim for common law fraud in Illinois, a plaintiff must allege and prove:  
2 (1) a false statement of material fact; (2) the party making the statement knew or believed it to be  
3 untrue; (3) the party to whom the statement was made had a right to rely on the statement; (4) the  
4 party to whom the statement was made did rely on the statement; (5) the statement was made for  
5 the purpose of inducing the other party to act; and (6) the reliance by the person to whom the  
6 statement was made led to that person's injury. See *Redarowicz v. Ohlendorf* (1982), 92 Ill.2d  
7 171, 185-86 and *Siegel v. Levy Org. Development Co.*, 153 Ill. 2d 534, 542-43 (Ill. 1992).

8 5. A series of false statements and representations were made by Defendants to induce  
9 Howard into marrying Mary. In fact, the real reason that Mary married Howard was to dislodge  
10 assets, monies and a child from Leventhal. Mary did not disclose this. Mary induced Leventhal  
11 to marry her by causing Leventhal to believe, among other things, that even if they were ever to  
12 divorce, they would irrevocably and forever be parents jointly of the child they intended to  
13 adopt. Leventhal relied upon this representation, in agreeing to adopt Amelia, in agreeing to  
14 marry Handeland, in agreeing to provide Handeland with enormous sums of money and in  
15 agreeing to enter into the MSA.

16 6. To state that Leventhal (and Amelia) have been harmed by this fraud is to vastly  
17 understate the effects of defendants' fraud. Children need fathers. A young woman in particular  
18 needs to deeply absorb and understand that her father "has her back" and that she need not jump  
19 into one of the first spousal relationships proposed to her, to get the kind of security that fathers  
20 provide. Amelia, while she may not recognize this harm today, will be severely debilitated by  
21 this harm caused by the Defendants for her entire life. These defendants have assisted Handeland  
22 to emotionally cripple Amelia in the very same way that Mary was emotionally crippled by her  
23 own mother, co-Defendant Lorraine Marx, another bane upon humanity issued from Hell.



7. Howard has been harmed as much as any human being could be harmed without actually killing him – which might have been preferable. The one and only thing of any real meaning to him since he was 19 years old has been taken away – the daughter he visualized and dreamed of for 25 years before meeting her. There is no greater level of harm or torture that could have been inflicted upon Howard by these defendants – and they knew so before they acted.

8. Fraud may be common law civil or criminal in nature. For example, in contempt proceedings the principal specific societal norms vindicated are the following: (1) judges and other court officials are entitled to respect when performing their judicial duties; (2) judicial proceedings should be conducted in an orderly manner; (3) court orders should be obeyed; and (4) individuals should not commit fraud upon the courts. See *United States v. United Mine Workers of America* (1947), 330 U.S. 258, 302-03, 91 L.Ed. 884, 917-18, 67 S.Ct. 677, 700-01. See *In re Marriage of Betts*, 200 Ill. App. 3d 26, 45 (Ill. App. Ct. 1990). The fundamental difference between criminal and civil fraud is how each case is handled. With criminal fraud, the person committing a criminal act of fraud is prosecuted by the government and a guilty verdict or plea could result in probation, jail time, and/or restitution. Whereas in civil fraud, a victim of some sort of misrepresentation (fraud) brings a civil lawsuit against the bad actor to recover damages due to the fraud. In civil fraud lawsuits, the recovery may be for economic or non-economic losses.

9. Criminal fraud charges may be brought for Mail fraud, Wire fraud, Racketeering (under RICO), Securities fraud, Identity theft, Tax evasion and other crimes. The frauds set forth in this section aggregate together, when viewed in light of all the defendants' other criminal conspiracies, as racketeering predicates under the RICO Act.

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11. **Criminal Conspiracy to Defraud the State of Illinois**

1. Handland, while masquerading as Amelia's rightful mother, received innumerable apportionments of Illinois state-paid financial assistance, insurance coverage, services provided by courts of the State of Illinois, compensation and reimbursement for education expenses for Amelia and no cost tuition while attending the College of Lake County, Grayslake, Illinois.

2. Each and every dollar of financial benefit and services of any and every kind that Handland received from the State of Illinois after Amelia's adoption and before Handland kidnapped Amelia to Wisconsin, was obtained by fraud. This aggregates to an additional set of RICO-predicate acts in the defendants' RICO conspiracy.

## 12. Criminal Conspiracy to Defraud the State of Wisconsin

1. At times relevant hereto, first-named Defendant Mary Handland has been Treasurer and/or Secretary of Co-Defendant entity Republican Party of the State of Wisconsin (the Neo-Nazi front group and RICO Act nexus heretof), see Exhibit N copy of official correspondence. Starting predictably on Valentine's Day 2016, through several entries during 2020, co-defendants have conspired together to enter certain orders in Wisconsin's electronic court docketing system (<https://www.wicourts.gov/casesearch.htm>) harming, restraining and injuring Leventhal without authentic legal grounds. Prior to fraudulent "entry" of each and every one of these "orders," Handland directed publicly solicited and contributed Republican donor monies to these co-defendants' election campaigns and personal accounts as *quid pro quo* for entry of the subject "judicial orders," see Bought-and-Paid-For Wisconsin Judicial Order(s), Exhibit P. Every one of these acts has been a grossly corrupt and improper exercise of government authority causing outrageous harms to both Howard and Amelia which continue to this day.

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1 2. Direct recipients of these fraudulently directed funds include but are not limited to  
 2 Defendants hereunder Wisconsin Court Commissioner Barry Boline; Wisconsin Judges John R.  
 3 Storck, Paul Malloy and Steven Cain; Ozaukee County District Attorneys Adam Y. Gerol and  
 4 Jeffrey Sisley; and include Ozaukee Court Clerks Defendants Mary Lou Mueller and Cary Ann  
 5 Mihalko. These corrupt individuals along with former Ozaukee County judge Joseph Voiland,  
 6 form a veritable circular firing squad of Keystone Kops, reminiscent of pathetic slapstick  
 7 performers in a *Three Stooges* episode.  
 8

9 3. Voiland, an elected Wisconsin "judicial officer," during a time period relevant to this  
 10 complaint, separately charged all of the individuals listed in paragraph 2 directly above with  
 11 criminal conduct in a 357-page complaint filed with the Wisconsin Department of Justice.<sup>33</sup>  
 12 Voiland alleged acts of misconduct similar to those acts complained-of here, see "*Ozaukee*  
 13 *County Courthouse dysfunction: Judge's claims spawn two investigations*,"<sup>34</sup> See also "*Disorder*  
 14 *In The Court: Charges Of Misconduct, Dysfunction in Ozaukee County Court*"<sup>35</sup> and a summary  
 15 online posting: "*The DOJ's investigation fully exposed a breathtaking level of dysfunction in the*  
 16 *Ozaukee County court system*,"<sup>36</sup>

33 <https://s17596.pcdn.co/wp-content/uploads/2018/01/2017-11-03-Records-re-DCIs-File-Reduced-Size.pdf>

34 <https://www.posterscript.com/story/news/investigations/2018/02/27/ozaukee-county-courthouse-dysfunction-judges-claims-spawn-two-investigations/376031002/>

35 <https://www.mackinacurriculum.com/2018/01/disorder-in-the-court-charges-of-misconduct-dysfunction-in-ozaukee-county-court/>

36 <https://twitter.com/intent/tweet?url=https%3A%2F%2Fwww.mackinacurriculum.com%2F%3Fp%3D37790&text=The%20DOJ%27s%20investigation%20fully%20exposed%20a%20breathtaking%20level%20of%20dysfunction%20in%20the%20Ozaukee%20County%20court%20system.%20%23wright%20%23wipolitics&via=MacIverWisc&related=MacIverWisc>

1 4. Voiland abandoned these claims against his colleagues after publicly contributed RPOC  
 2 funds were delivered to him in cash in a paper bag by Defendant Handeland, RPOC Treasurer.  
 3 see: "*Ozaukee County judge who was locked in conflict with court colleagues won't seek re-  
 4 election*,"<sup>37</sup> Later published reports indicate that RPOC leaders wanted to have defendant herein  
 5 Steven Cain installed as an Ozaukee County judge to replace Voiland. Voiland spent most of his  
 6 time on the Ozaukee County bench in perpetual outrage at the misconduct he observed within  
 7 this state-supported apparatus. Cain, by no surprise, was then elected, see: "*Steve Cain defeats*  
 8 *Angela Foy for Circuit Court seat in Ozaukee County*,"<sup>38</sup> Voiland was so emotionally damaged  
 9 by the indigestibly corrupt acts of these very same defendants that he required a period of  
 10 psychiatric treatment in a veteran's mental hospital.  
 11

12 5. Defendant Ozaukee County "judge" Paul Malloy stands alone however as an unrepentant  
 13 bloviating jackass extraordinaire and disenfranchiser of non-WASPs<sup>39</sup>, see: "*Judge finds*  
 14 *Wisconsin elections commissioners in contempt of court, orders them to quickly remove people*  
 15 *from the rolls*,"<sup>40</sup> In January 2020 Malloy attempted to vaporize Democratic votes by  
 16 disenfranchising hundreds of thousands of Wisconsin Democrats through yet another judicial  
 17 order bought and paid for by Co-Defendant RPOC. Again Defendant Mary Handeland delivered

37 <https://www.jsonline.com/story/news/politics/2018/12/27/ozaukee-count-judge-wont-seek-re-election-get-treatment-va/2420502002/>

38 <https://www.jsonline.com/story/news/politics/elections/2019/04/02/wisconsin-election-ozaukee-circuit-court-steve-cain-vs-angela-foy/3334191002/>

39 White Anglo-Saxon Protestants.

40 <https://www.jsonline.com/story/news/politics/2020/01/13/judge-contempt-court-order-wisconsin-voter-rolls-case/2804070001/>

publicly contributed funds under her control to Malloy to coerce Malloy's disenfranchisement order.

6. The breadth and depth of chronically infected public corruption among the above defendants - elected Wisconsin judicial and legal system officials - is not merely breathtaking, it is also criminally chargeable and threads through and through the matters complained-of hereunder. A report by Columbia Law School titled "*U.S. Anti-Corruption Oversight: A State-by-State Survey*"<sup>41</sup> states: "*Wisconsin's public integrity system has been in a state of turmoil since the turn of the century, with several major corruption cases, ethics controversies, and legal changes. In 2015, Wisconsin faced criticisms for loosening campaign finance regulations and splitting its unique Government Accountability Board into two separate (and arguably less independent) commissions for ethics and elections, respectively.*" Bribery of public officials is a Class H felony in the State of Wisconsin (W1 Stat § 946.10 (2013 through Act 380) and also a felony under federal law, see 18 U.S. Code § 201. Bribery of public officials and witnesses. It goes without saying that theft of money from political donors is an additional common law criminal offense.

7. In producing the Exhibit P orders the defendants acted in conspiracy to corruptly commit bribery by misdirecting publicly-contributed campaign funds to defraud the State of Wisconsin into placing bindings and boundaries (backed by the gravity and police powers of their armed enforcers and knuckle-dragging Co-Defendants Ernisse and Grissom) around Plaintiff Howard Leventhal; to prevent Leventhal from pursuing and vindicating Constitutionally valid and

<sup>41</sup> [https://web.law.columbia.edu/sites/default/files/capi-data/reports/wisconsin\\_2018.pdf](https://web.law.columbia.edu/sites/default/files/capi-data/reports/wisconsin_2018.pdf)  
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existing parental rights, property rights, rights to due process and 8<sup>th</sup> Amendment right to be free of the cruelty piled upon Leventhal and his daughter by these Defendants.

8. To state a cause of action in a civil RICO action a plaintiff must allege: (1) that a person (2) through the commission of two or more acts (3) constituting a "pattern" (4) of "racketeering activity" (5) directly or indirectly invests in, or maintains an interest in, or participates in (6) an "enterprise" (7) the activities of which affect interstate commerce. *Sedima, S.P.R.L. v. Imrex Co.*, 473 U.S. 479, 496, 105 S.Ct. 3275, 3285, 87 L.Ed.2d 346 (1985). A "pattern" under RICO "requires at least two acts of racketeering activity" within a ten-year period, 18 U.S.C. § 196(5), or multiple predicates within a single scheme that amounted to criminal activity. *H.J. Inc. v. Northwestern Bell Telephone Co.*, 492 U.S. 229, 236, 109 S. Ct. 2893, 2899, 106 L.Ed.2d 195 (1989). A civil RICO claimant must prove conduct that is indictable, and offenses that are punishable under various criminal statutes. *Sedima*, 473 U.S. at 488. All the predicates for a RICO Act conspiracy are present in this count and this matter.

### 13. Criminal Conspiracy to Breach Contracts

1. There are four separate and distinct contracts which have been breached through the instant Defendants' RICO conspiracy: 1) The contract between Mary Handeland and Howard Leventhal under which consideration was exchanged so that both Howard and Mary would actively participate in parenting Amelia, as a lifelong occupation - not as an activity which could ever be terminated by Mary or her equally toxic mother or sister, by any unethical lawyer or KKK Grand Vizier judge, by the act of any person or authority - except death; 2) The many various specific requirements of the Marital Settlement Agreement (MSA) between Mary and Howard, under which Mary received a seven figure sum of money and property over time (including title

1 to the Lindenhurst residence), specifying visitation and other matters between Amelia and  
 2 Howard, all of which have been ignored and violated in total abandonment over the 5 years since  
 3 Amelia was 15 years old, by these defendants acting in conspiracy; 3) The Plea Agreement in  
 4 *U.S. v Leventhal*, entered into with malicious intent to deceive Leventhal by Winston Paes for his  
 5 personal commercial benefit, conveying rights to Leventhal all of which have vaporized through  
 6 this conspiracy undertaken by all of the Defendants to this matter; and 4) The contract Paes  
 7 entered into with the government and People of the United States upon his naturalization,  
 8 binding Paes to behave within the United States like a civilized human being rather than the  
 9 subhuman miscreated Frankenstein miniature Hitler he is, in exchange for being granted  
 10 citizenship.

11 2. Paes and Co-Defendant Peter Goldsmith, prior to Paes' hiring at the New York-based law  
 12 firm of Debevoise and Plimpton, devised a scheme to abuse Plaintiff Leventhal in the plethora  
 13 ways described here, so as to generate a paper trail of "news" coverage with which to decorate  
 14 Debevoise and Plimpton offices in order to generate additional revenues. The "Sneaky Jew"  
 15 story (Exhibit H) is one of many.

16 3. Paes had spent a number of years working at the five-figure income level in government  
 17 and coveted the seven-figure job he has now. So he targeted Howard Leventhal's case, that of a  
 18 resoundingly weakened suburban father who had been crushed by the 2008 stock market crash  
 19 and lost his moral compass while seeking methods of supporting multiple households including  
 20 that of his elderly parents, a separate household for first wife Judi dying slowly and horrifically  
 21 through the minute-by-minute tortures of multiple sclerosis, the home containing Amelia and  
 22 Leventhal's own separate home. It is inconceivable that Paes could have picked on any

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1 individual in a more weakened state – a practice described by former FBI Director James Comey  
 2 as "Chickenshit Prosecution."

3 4. In his book *"The Chickenshit Club: Why the Justice Department Fails to Prosecute*  
 4 *Executives,"*<sup>42</sup> author Jesse Eisinger quotes Comey and describes miscreant weasels like Winston  
 5 Paes, who have collectively caused what Eisinger refers to as "deterioration of the Justice  
 6 Department and the Securities and Exchange Commission." The book recounts a Southern  
 7 District of New York federal prosecutor staff meeting where Comey was to preside. He said:

8 *"Before we read off the box score, I have something to say," Comey said. "We have a saying*  
 9 *around here: We do the right things for the right reasons in the right ways." All the assembled*  
 10 *prosecutors had heard that exhortation in some variation, from Comey in the hallways or in*  
 11 *smaller meetings, and from other chiefs. Then Comey asked the seated prosecutors a question:*  
 12 *"Who here has never had an acquittal or a hung jury? Please raise your hand?" The go-getters*  
 13 *and resume builders in the office were ready. This group thought themselves the best trial*  
 14 *lawyers in the country; Hands shot up. "I and my friends have a name for you guys," Comey*  
 15 *said, looking around the room. Backs straightened in preparation for praise. Comey looked at*  
 16 *his flock with approbation. "You are members of what we like to call the Chickenshit Club?"*  
 17 *Hands went down faster than they had gone up. Some emitted sheepish laughter."*

18 5. What Winston Paes did to crush Howard and Amelia Leventhal was nothing other than  
 19 the cowardly resume-building Comey admonished his troops for during the meeting described  
 20 above. Every single meaningful thing that happened in Leventhal's criminal case after

42 <https://www.amazon.com/Chickenshit-Club-Department-Prosecute-Executives/dp/1501121367>

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1 Leventhal's guilty plea in December 2013 was an outgrowth of abusive, corruptly criminal acts  
 2 of obstruction of justice by Winston Paes, aided by co-defendants Zissou, Butler, Espinosa and  
 3 all of the other co-defendants – to falsely blot Paes' resume with Orwellian levels of  
 4 disinformation<sup>43</sup> so that the seven figure salary he is now paid by defendant Goldsmith would be  
 5 manifested; and so that Goldsmith's personal income derived from Paes' fee production would  
 6 thereby be further amplified. "Justice," whatever justice is supposed to mean, was not done here.  
 7 Repositioning decimal points in the personal bank accounts of Paes, Goldsmith, Handeland,  
 8 Zissou, Butler, Espinosa and all the other co-defendants is what was done here.  
 9  
 10 6. In pursuit of cash for the personal benefits of himself and defendant Goldsmith, Winston  
 11 Paes breached Leventhal's Plea Agreement and withheld "Acceptance of Responsibility Points"  
 12 from Leventhal, which worked to produce the ludicrous sentence<sup>44</sup> handed down by defendant  
 13 Robin Keller's husband. In order to generate sensational tabloid "newspaper" stories and no  
 14 other authentic motive or cause, Keller has received cash compensation and shared it with her  
 15 husband, whose household has benefitted from Keller's client-sharing with Paes' and  
 16 Goldsmith's law firm over the intervening years, in payment for this egregious scheme to  
 17 obstruct justice.

18  
 19  
 20 7. Obstruction of justice is a federal crime under 18 U.S.C. § 1503. The above described  
 21 corrupt, purely cash-motivated acts by these defendants in conspiracy to breach contracts amount

22  
 23  
 24  
 25 <sup>43</sup> What was the name of the protagonist of George Orwell's famous and ironically prescient  
 26 novel "1984"? Winston. Thematicallly, 1984 centers on the consequences of totalitarianism, mass  
 27 surveillance, and repressive regimentation of persons and behaviors within society – precisely  
 28 the Constitution-defying behaviors these defendants engaged-in to magnify the asset sides of  
 their balance sheets - afflicting permanent irreparable harm upon Howard and Amelia.

<sup>44</sup> See Exhibit L admissions by the Government  
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1 also to obstruction of justice and aggregate further to actionable prerequisites for recovery under  
 2 RICO in this matter.

3 8. In order to plead a cause of action for breach of contract, a plaintiff must allege: (1) the  
 4 existence of a valid and enforceable contract; (2) substantial performance by the plaintiff; (3) a  
 5 breach by the defendant; and (4) resultant damages. *Gonzales v. American Express Credit Corp.*,  
 6 315 Ill. App. 3d 199, 206, 733 N.E.2d 345 (2000). Only a duty imposed by the terms of a  
 7 contract can give rise to a breach. *Gallagher Corp. v. Russ*, 309 Ill. App. 3d 192, 199, 721  
 8 N.E.2d 605 (1999). See *W.W. Vincent Co. v. First Colony Life Ins. Co.*, 351 Ill. App. 3d 752, 759  
 9 (Ill. App. Ct. 2004). Upon receiving the generous grant of United States citizenship, Winston  
 10 Paes accepted the obligation to behave like a civilized human being and not to burn the  
 11 Constitution as he did in *US v Leventhal*. Paes had a duty not to use Leventhal's Plea Agreement  
 12 as a personal tool and instrument of deception to shortcut through a trial and just get right to  
 13 news stories about the insane prison sentence coerced into existence by defendant Keller.

14 9. Mary Handeland had a duty not to defecate all over the two contracts she made with  
 15 Leventhal for joint parenting of Amelia – after Handeland had destroyed her own reproductive  
 16 system through indiscriminate acts involving various electrical appliances and dozens upon  
 17 dozens of partners. She received enormous financial benefits including equity in real estate; for  
 18 these two contracts. She was relieved from having to work in any sort of productive job for more  
 19 than a decade. And she has usurped for herself all of the love and companionship that any normal  
 20 parent expects in a normal parent/child relationship uncorrupted by "people" like these  
 21 monstrous, money-grubbing, poisonous defendants.

10. A civilized society cannot stand for these sorts of abuses. These defendants must be held to account, for if they are not, an endless parade of human beings will continue being crushed for money in the way Howard and Amelia Leventhal have been crushed for nothing except money.

#### 14. Criminal Conspiracy to Defraud the United States

1. Plaintiff restates the fact allegations above, Criminal Conspiracy to Breach Contracts and states further as follows:

2. Acts of criminal fraud upon the United States related to this matter are legion and cumbersome to state or restate coherently in entirety. Among these, Co-Defendants Steve Zissou and Sally Butler (husband and wife) were Leventhal's court-appointed "defense" lawyers in *US v. Leventhal*. In this pursuit they received approximately \$100,000 in payments from the Criminal Justice Act (CJA) Panel budget of the Eastern District of New York (federal funding) to "defend" Leventhal. What this amounted to was a duty to minimize Leventhal's sentence, because Zissou and Butler were not engaged until after Leventhal pled guilty. Instead, they fed back information to prosecutor Paes and maximized Leventhal's sentence. "Maximized" however is far too weak a term, given that the Government has admitted that Leventhal's sentence was somewhere between 10 times and 1,825 times the closest comparable cases.<sup>45</sup>

3. During a series of 2014-2015 meetings in Chicago when Zissou and Butler travelled to the Midwest from their East Coast home, the couple met with Leventhal at the Sofitel Magnificent Mile Hotel, a \$350 per night lodging, paid for by federal CIA funds and

<sup>45</sup> See Exhibit L excerpts from the record in *US v. Leventhal*, 13-cr-844, Northern District of Illinois.

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supplemented by funds provided to Zissou from Paes' DOJ slush fund, also federal funds. During these meetings, Zissou placed his newly acquired Windows Surface laptop computer 2-3 feet from Leventhal. At one point, Zissou went to use the restroom and Leventhal, curious about the new model computer, examined it.

4. Leventhal, who is a self-taught computer expert and designer of electronics devices hundreds of thousands of units of which were sold globally at RadioShack, noticed that the wi-fi connection to the laptop seemed slow, like Zissou was downloading a movie. No such downloading was going on. So Leventhal executed several command line prompts to determine what outside devices, if any, were connected to Zissou's laptop and what functions were being executed in the background.

5. Leventhal discovered four IP addresses which were continuously connected to the laptop. Two of the IP addresses were transferring webcam audio to a company in Virginia. The Virginia company was/is a cover operation for the National Security Agency (NSA), a US government agency closely allied with the Department of Justice. Zissou and Butler were knowingly enabling DOJ prosecutor Paes to monitor supposedly "privileged" attorney/client conversations with Leventhal, among many other things, in outrageous violation of Leventhal's 5<sup>th</sup> and 6<sup>th</sup> Amendment rights.

6. Subsequent to this discovery Leventhal emailed Zissou numerous times with queries on the topic. Zissou never responded. Zissou's new laptop was supplied to him by Paes to enable Paes to have an advantage in Leventhal's case, to "win" the ridiculously lengthy sentence and then his current 7 figure job. Forgetting for a moment about the egregious malpractice and attorney misconduct involved with this on Paes', Zissou's and Butler's parts – all three in this process were defrauding the United States out of monies paid to "defend" Howard Leventhal, not

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1 to insanely magnify Leventhal's sentence. Defendants Mary Handeland, Michelle Espinosa and  
 2 other co-conspirators in this matter were all informed and involved in this additional fraud upon  
 3 the United States.

4  
 5 7. Fraud upon the United States is a felony under 18 U.S.C. § 371. Stealing \$100,000 from  
 6 the United States under false pretenses is no minor offense and opens the perpetrators to prison  
 7 terms of up to 20 years along with substantial fines and restitution. All the acts particularized in  
 8 this count by the Defendants are criminally chargeable acts satisfying the predicate for RICO Act  
 9 adjudication.

10  
 11 8. Each and every one of Handeland's representations to the State Department, with the  
 12 possible exception of her name and birthdate, pursuant to Amelia's adoption was a distinct act of  
 13 fraud. As a general rule, when the United States authorizes individuals to perfect an international  
 14 adoption, it does not expect that such adoptions will be used as leveraging instruments to  
 15 dislodge cash in panopoly forms from a parent under false pretenses.

16  
 17 9. The Hague Convention on the Protection of Children and Co-operation in Respect of  
 18 Intercountry Adoption (Convention) is an international agreement to safeguard intercountry  
 19 adoptions. Concluded on May 29, 1993 in The Hague, the Netherlands, the Convention  
 20 establishes international standards of practices for intercountry adoptions. The United States  
 21 signed the Convention in 1994, and the Convention entered into force for the United States on  
 22 April 1, 2008. The United Nations states: "The Hague Convention on the Protection of Children  
 23 and Co-operation in Respect of Intercountry Adoption (Convention) is an international  
 24 agreement to safeguard intercountry adoptions. Concluded on May 29, 1993 in The Hague, the  
 25 Netherlands, the Convention establishes international standards of practices for intercountry  
 26  
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 28

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1 adoptions. The United States signed the Convention in 1994, and the Convention entered into  
 2 force for the United States on April 1, 2008."

3  
 4 10. Nowhere in the published purposes and premises for intercountry adoptions does any  
 5 policy statement indicate that adoptions may be pursued as a means solely to enrich a parent, her  
 6 friends and relatives – which has taken place here. Handeland and her co-defendants defiled  
 7 Amelia and the prospects for Amelia's wholesome development into a functioning adult - along  
 8 with defiling the legal process of adopting Amelia while defrauding the United States before,  
 9 during and after the process, up to and including today.

10  
 11 11. The vulgar acts described in this count and complaint aggregate to additional predicate  
 12 acts under RICO.

### 15. Criminal Conspiracy to Deprive Constitutional Rights

14 Defendant restates all of the fact allegations above and states further as follows:

15  
 16 16. Certain of the defendants may attempt to claim immunity from penalty for the allegations  
 17 in this case by asserting immunity or qualified immunity. Immunity principles however are  
 18 grounded in acts performed while the accused is or was performing his or her duty as an  
 19 employee or agent of a government. None of the defendants were acting in this matter as an  
 20 employee or agent of government – they were acting to fill their own pockets with cash pursuant  
 21 to a RICO Act predicate criminal conspiracy. There is no legitimate government process which  
 22 ordains the execution of a RICO Act predicate criminal conspiracy. None of the defendants are  
 23 immune on any level.

24  
 25 18. Plaintiffs have the burden of showing the constitutional right was clearly established.  
 26  
 27 *Gonzalez*, 578 F.3d at 540. "[C]learly established" for purposes of qualified immunity means

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that "[t]he contours of the right must be sufficiently clear that a reasonable official would understand that what he is doing violates that right. This is not to say that an official action is protected by qualified immunity unless the very action in question has previously been held unlawful, but it is to say that in the light of pre-existing law the unlawfulness must be apparent." *Wilson v. Layne*, 526 U.S. 603, 614–15, 119 S.Ct. 1692, 143 L.Ed.2d 818 (1999) (quoting *Anderson v. Creighton*, 483 U.S. 635, 640, 107 S.Ct. 3034, 97 L.Ed.2d 523 (1987) ). Earlier cases need not involve "fundamentally similar" or "materially similar" facts for officials to be on notice that their conduct violates clearly established law. (Internal quotation marks omitted.) *Hope v. Pelzer*, 536 U.S. 730, 741, 122 S.Ct. 2508, 153 L.Ed.2d 666 (2002).

19. Since *Soldat v. Cook County, Illinois*, 506 U.S. 56, 71–72, 113 S.Ct. 538, 121 L.Ed.2d 450 (1992), police officers have known they may act to preserve the peace but cross a constitutional line when they become actively involved in (for example) a private repossession. Courts addressing this same issue of police involvement in a private repossession consistently conclude "[s]tate law limiting self-help to those situations where a breach of the peace is avoided, and federal law recognizing that an unlawful repossession can amount to state action and a deprivation of property under § 1983," are clearly established. *Marcus*, 394 F.3d at 824; see also *Cochran v. Gilliam*, 656 F.3d 300, 309–11 (6th Cir.2011) (police officers' "active involvement" in assisting seizure of property violated clearly established law); *Hensley*, 693 F.3d at 694 (following *Cochran*); *Menchaca*, 613 F.2d at 513 (see discussion above). See *Murray v. Poami*, 980 N.E.2d 1275, 1283–84 (Ill. App. Ct. 2012).

20. It would be ludicrous (but not unexpected) for the defendants to suggest that they had no understanding or duty to understand that perjury, subornation of perjury, obstruction of justice and all of the other criminal acts and rights deprivations by the defendants set forth herein – are

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criminal acts. They simply could not care less about who or what they were harming in these instant acts, proceeded, and then hoped to get away with all of it after temporarily crippling Leventhal's ability to counterattack.

21. Leventhal's First Amendment, Fifth, Sixth, Eighth and Fourteenth Amendment rights have been violated through the defendant's RICO Act criminal conspiracy. None of the defendants are immune.

22. As to the principle of "absolute immunity," which doubtlessly will be claimed by some of the defendants, Illinois law does not provide a license to those in government employ to just execute any illegal act and perpetrate any egregious harm, just because of the "sovereign" name on a paycheck. Leventhal deserved some time in prison. Yet even though the time he got was of ludicrous length, the duration itself is not really the fundamental issue in this civil complaint. Destruction of Leventhal's parenthood is the fundamental issue.

23. A prosecutor or judge is absolutely-immune only for those activities "intimately associated with the judicial phase of the criminal process." *Imbler v. Pachtman*, 424 U.S. 409, 430, 47 L. Ed. 2d 128, 143, 96 S. Ct. 984, 995 (1976). Publishing the "Sneaky Jew" article is not "intimately associated with the judicial phase of the criminal process," nor is bribing Mary Handeland or giving her the quid pro quo of destroying Leventhal's parenthood in exchange for perjury.

24. The Supreme Court has adopted a "functional approach," which analyzes the nature of the function performed, not the identity of the actor who performed it. *Buckley*, 509 U.S. at 269, 125 L. Ed. 2d at 226, 113 S. Ct. at 2613. However, when a prosecutor performs the investigative functions normally performed by a police officer, absolute immunity does not apply. *Buckley*, 509 U.S. at 273, 125 L. Ed. 2d at 226, 113 S. Ct. at 2616. See *White v. City of Chicago*, 369 Ill.

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1 App. 3d 765, 769 (Ill. App. Ct. 2006). None of the defendants to this matter carried out acts in  
2 any way resembling the "functions normally performed by a police officer." Instead they carried  
3 out an obstruction of justice conspiracy – a series of criminal acts and RICO Act predicates,  
4 forwarding to deny a broad swath of Leventhal's civil rights and those of his daughter – for  
5 money.

6  
7  
8 **16. Criminal Conspiracy to Obstruct Justice**

9 1. Plaintiff restates the fact allegations above and states further as follows:  
10 2. Obstruction of Justice as described above is a criminal violation of section 31-4(a) of the  
11 Criminal Code of 1961 (Ill. Rev. Stat. 1987, ch. 38, par. 31-4(a)). See *People v. Gerdex*, 173 Ill.  
12 App. 3d 1024, 1026 (Ill. App. Ct. 1988). Defendants' criminal acts complained of here are  
13 therefore sufficient predicates for treble damages recovery under RICO.

14  
15  
16 **17. Criminal Conspiracy to Unjustly Enrich**

17 1. Plaintiff restates the allegations above and states further as follows:  
18 2. The doctrine of unjust enrichment underlies a number of legal and equitable actions and  
19 remedies. *HPI Health Care Services, Inc. v. Mt. Vernon Hospital, Inc.*, 131 Ill. 2d 145, 160, 545  
20 N.E.2d 672, 678 (1989). Unjust enrichment is not a separate cause of action that, standing alone,  
21 will justify an action for recovery. *Mulligan v. QIC, Inc.*, 382 Ill. App. 3d 620, 631, 888 N.E.2d  
22 1190, 1200 (2008); *Lewis v. Lead Industries Ass'n*, 342 Ill. App. 3d 95, 105, 793 N.E.2d 869,  
23 877 (2003). "Rather, it is a condition that may be brought about by unlawful or improper  
24 conduct as defined by law, such as fraud, duress or undue influence, and may be redressed by a  
25 cause of action based upon that improper conduct." *Alliance Acceptance Co. v. Yale Insurance*  
26 *Agency, Inc.*, 271 Ill. App. 3d 483, 492, 648 N.E.2d 971, 977 (1995), quoting *Charles Hester*  
27

28 COMPLAINT - 51

1 *Enterprises, Inc. v. Illinois Founders Insurance Co.*, 137 Ill. App. 3d 84, 90-91, 484 N.E.2d 349,  
2 354 (1985). See *Marris v. Grinnell Mutual Reinsurance*, 388 Ill. App. 3d 1017, 1024-25 (Ill.  
3 App. Ct. 2009).

4 3. Defendants' criminal acts to unjustly enrich themselves complained of here are sufficient  
5 predicates for treble damages recovery under RICO.

6  
7  
8 **18. Criminal Conspiracy to Commit Perjury**

9 1. Plaintiff restates the allegations above and states further as follows:  
10 2. In *Seafon v. United States*, 332 U.S. 575, 92 L.Ed. 180, 68 S.Ct. 237, which involved  
11 "the question whether an acquittal of conspiracy to defraud the United States precludes a  
12 subsequent prosecution for commission of the substantive offense, on the particular facts here  
13 involved." ( 332 U.S. 575, 92 L.Ed. 180, 182, 68 S.Ct. 237, 238 ) the Court stated: "It has  
14 long been recognized that the commission of the substantive offense and a conspiracy to commit  
15 it are separate and distinct offenses." *The People v. Ricker*, 45 Ill. 2d 562, 567-68 (Ill. 1970).  
16 There are no less than six separate chargeable crimes related to Handeland's perjury in *U.S. v.*  
17 *Leventhal*: 1) The co-def/co-conspirators' subornation of perjury; 2) Co-def/co-conspirators'  
18 conspiracy to suborn perjury; 3) Handeland's actual perjury and that of Co-Def Michelle  
19 Espinosa; 4) Defendants' conspiracy to defraud the United States through perjury and  
20 subornation of perjury; 5) Defendants' obstruction of justice; and 6) Defendants' conspiracy to  
21 obstruct justice.  
22 3. Perjury, subornation and obstruction of justice are all federal crimes subjecting offenders  
23 to protracted prison sentences. Paragon of virtue and husband to defendant Keller, U.S. District  
24 Court judge - honorless, hubris-infected, self-important jackass Brian M. Cogan entered the  
25

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1 following jury instruction in the record of *United States v. House*, No. 14-1275-cr (2d Cir. Jan.  
2 26, 2016) in an obstruction of justice case: "... no matter the means or way by which the crime is  
3 alleged to have been committed ... the act must have been committed corruptly" with "the  
4 improper motive or purpose of obstructing justice." *United States v. House*, No. 14-1275-cr, at  
5 \*5-6 (2d Cir. Jan. 26, 2016). All of the defendants in this matter obstructed justice and suborned  
6 perjury for the corrupt purpose of driving payments of cash to themselves, rather than to serve  
7 the public interests in sentencing pursuant to a criminal proceeding.

8  
9  
10 4. The purposes of criminal sentencing under 18 U.S.C. § 3553 to: (1) deter the offender  
11 from further criminal conduct and to; (2) protect the public from further crimes. See *Pollard v.*  
12 *U.S. Parole Comm'n*, 15-cv-9131 (KBF), at \*21 (S.D.N.Y. Aug. 11, 2016). Nowhere does §  
13 3553 state that either a) destruction of a parent/child relationship; or b) increasing the  
14 obstructors' and perjurers' income and assets are proper purposes of sentencing. "Corrupt  
15 officials and bribed law enforcement officers operate as 'a silent conspiracy' in support of  
16 organized crime. (Organized crime) could not continue to operate without corrupt judges and  
17 prosecutors, or without the assistance of a handful of bribed police." 116 Cong.Rec. 601  
18 (remarks of Sen. Hruska); see also Senate Judiciary Committee Report's discussion of Title VIII  
19 of the Act, the provisions aimed at syndicated gambling: "Finally, Congress finds that corruption  
20 and bribery of State and local officials responsible for enforcement of criminal laws facilitate  
21 illegal gambling enterprises." S.Rep. No. 617, 91st Cong., 1st Sess. 73 (1969). See *United States*  
22 *v. Angelilli*, 660 F.2d 23, 33 (2d Cir. 1981).

23  
24  
25 5. Defendants in this matter are not a particle or scintilla different from or misaligned with  
26 long-established and fabled organized crime figures. Each and every one of the defendants in his  
27 or her own way, has perverted the purposes and intents of lawful application of authority to the  
28

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1 severely manifest detriment of Howard and Annelia Leventhal, in order to fill their personal  
2 accounts with money and/or assets. To make matters worse, all of these people hide and have  
3 hidden behind "the color of law" to conceal their misconduct. They are cancers upon the United  
4 States and examples must be made of them.  
5  
6 6. Defendants' criminal acts to conspire to commit and suborn perjury complained of here  
7 are sufficient predicates for treble damages recovery under RICO.

#### 10 19. Tortious Interference with Familial Relations & Loss of Child Society

11 1. As disquieting and stress-inducing though it is for the Plaintiff to express in writing, the  
12 effect upon Plaintiff of the Defendants' harmful acts in this matter are equivalent to and no less  
13 than the effects upon Plaintiff had his daughter's life been literally ended by the Defendants.  
14 Moreover the Defendants have been fully informed of this view by numerous public filings and  
15 Internet-posted statements on this topic by the Plaintiff over the last 5 years. The Defendants'  
16 response? They instituted no contact orders and arrest warrants in Wisconsin forbidding  
17 Leventhal's First Amendment-guaranteed right to free expression on the topic, see Exhibits C  
18 and P.

19  
20 2. The roles children play in their parents' lives have evolved over the last few hundred  
21 years. (See Decof, *Damages in Actions for Wrongful Death of Children*, 47 Notre Dame Law.  
22 197, 198 (1971); Bellance, *The Inadequacy of Pecuniary Loss as a Measure of Damages in*  
23 *Actions for the Wrongful Death of Children*, 6 Ohio N.U.L. Rev. 543, 545 (1969).) The Illinois  
24 Appellate Court expressed a similar view in *Cockrum v. Baumgartner* (1983), 95 Ill.2d 193, 198-  
25 202 (where it held that parents could not recover the expenses of rearing a child to the age of  
26 majority in a "wrongful birth" action), stating that the chief value of children to their parents is

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1 the intangible benefits they provide in the form of comfort, counsel and society. See *Bullard v.*  
2 *Barnes*, 102 Ill. 2d 505, 516-17 (Ill. 1984). The Appellate court concluded that parents are  
3 entitled to a presumption of pecuniary injury in the loss of a child's society, based on the holding  
4 that the pecuniary injury for which parents may recover under the wrongful death statute  
5 includes this form of loss." *Bullard v. Barnes*, 102 Ill. 2d 505, 517 (Ill. 1984), referring to the  
6 benefits children provide in the form of comfort, counsel and society.  
7  
8 3. Leventhal did not enter into the arduous, lengthy, frightening, difficult, expensive and  
9 stressful process of rescuing an abandoned founding halfway around the world out of a rural  
10 orphanage in a hostile foreign country, in order to present the child as a gift to these Defendants  
11 and walk away – as Leventhal has been forced to do by this obscenely miscreant herd of  
12 barnyard animal defendants. While Leventhal had no expectation that Amelia would work the  
13 fields for him, tend a store for him or prepare food for him, he most certainly had the most  
14 minimum expectations that his daughter like all other children, would spend time with him, send  
15 him birthday cards, invite him to her wedding and provide comfort to him in bad times (as the  
16 last 7 years most surely have been), along with counsel and society in general. These Defendants,  
17 for money, have resolutely and arrogantly prevented this for the last five years as if they had  
18 some God-given right to do so, in the total absence of same.

19  
20  
21 4. The Illinois Appellate court acknowledged in *Cockrum*, as have several sister State courts,  
22 in their decisions to permit recovery for loss of a child's society (see, e.g., *Wardlow v. City of*  
23 *Keokuk* (Iowa 1971), 190 N.W.2d 439, 446; *Fussner v. Andert* (1961), 261 Minn. 347, 352, 113  
24 N.W.2d 355, 359; *Anderson v. Lale* (1974), 88 S.D. 111, 121, 216 N.W.2d 152, 158), the very  
25 substantial expenses associated with child-rearing. Moreover, many of the jurisdictions which  
26 have held that pecuniary loss encompasses loss of a child's society have also indicated that jurors  
27  
28

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1 are to consider child-rearing expenses in arriving at a verdict. (See *Fuentes v. Tucker* (1947), 31  
2 Cal.2d 1, 9, 187 P.2d 752, 757; *Haumersen v. Ford Motor Co.* (Iowa 1977), 257 N.W.2d 7, 17;  
3 *Sellnow v. Fahey* (1975), 305 Minn. 375, 382-83, 233 N.W.2d 563, 568; *Jones v. Carvell* (Utah  
4 1982), 641 P.2d 105, 107; *Clark v. Icicle Irrigation District* (1967), 72 Wn.2d 201, 205-10, 432  
5 P.2d 541, 544-47. See also, *The Value of a Child*, 25 Baylor L. Rev. 118, 125 (1973); *The New*  
6 *North Carolina Wrongful Death Statute*, 48 N.C.L. Rev. 594, 605 (1970); *Comment. Damages in*  
7 *Wrongful Death and Survival Actions*, 29 Ohio St. L.J. 420, 477 (1968). Compare *Jones v.*  
8 *Hildebrand* (1976), 191 Colo. 1, 3 n. 1, 550 P.2d 339, 341 n. 1, and *Sinn v. Burd* (1979), 486 Pa.  
9 146, 151-52 n. 3, 404 A.2d 672, 675 n. 3. See *Bullard v. Barnes*, 102 Ill. 2d 505, 518 (Ill. 1984).  
10  
11 5. Juries must be instructed not only to assign a dollar value to the loss of the child's society,  
12 but also to arrive at a figure, based on the evidence presented to them, which represents  
13 expenditures a parent would have been likely to incur had the child lived. see: *Bullard v. Barnes*,  
14 102 Ill. 2d 505, 518 (Ill. 1984). The court and jury in this matter, having the difficult job of  
15 trying to attach a monetary value to the loss of Amelia's society with Howard Leventhal, should  
16 be tasked with assigning a monetary value to the loss of their own children for comparison  
17 purposes. Most parents are likely to see this value as something approaching infinity, a cost that  
18 is nearly unmeasurable or unreducible to dollar sums. Nonetheless, given that no other remedy is  
19 available, a dollar figure must be determined and this can amount to nothing less than many,  
20 many, millions of dollars; in fact a ruinous sum of money sufficient to wreck the Defendants in  
21 every way and to the fullest extent that Howard and Amelia have been wrecked.  
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**SECTION 4**  
**CONTINUING VIOLATIONS DOCTRINE, TOLLING STATUTES OF LIMITATION**

6. On December 3, 2020 the United States District Court for the Northern District of Illinois entered its order in *U.S. v. Leventhal*, Case No. 13-cr-844, terminating Leventhal's period of supervised release two years early, see Exhibit D attached hereto. This event tolled every relevant statute of limitation as to the claims in this matter.

7. A continuing violation is marked by continued unlawful acts and conduct, not by continual ill-effects from an initial violation. See *Bank of Ravenswood v. City of Chicago*, 307 Ill. App. 3d 161, 167-68 (1999) (city's construction of tunnel under plaintiff's property created a continual effect based on presence of subway below ground but not a continual violation).

*Wayne Hammer Trust Co. v. Vill. of Elwood, an Ill. Home Rule Mun. Corp.*, 2019 Ill. App. 3d 170843, 7 (Ill. App. Ct. 2019). In this matter, all of the Defendants collaborated to keep

Leventhal bound by terms and conditions of supervised release under which they, the

Defendants, held power to punish Leventhal and return him to federal prison, if Leventhal had acted to pursue this instant lawsuit. It was not until the Northern Illinois District federal court acted on December 3, 2020 to terminate Leventhal's supervised release that this lawsuit could be filed in absence of oppression against it by all of the Defendants.

8. Continuing violations as set forth above have continued every day by the Defendants up to and including the date of filing this matter. This lawsuit is not mooted or barred by any statute of limitations as it was filed less than 30 days after the first date it could be filed in absence of retributory oppressive power over Leventhal by the Defendants. To the extent any relevant statutes of limitation exist, all exceed 30 days by many months.

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**SECTION 5**  
**DAMAGES CLAIMED**

1. That things taken away may be priceless does not make them worthless. Urges and wants for money have been terribly destructive forces in this Plaintiff's existence. Howard Leventhal cares nothing at all about money at this point, except to the extent money is indispensable for minimally necessary food, shelter, medicine, education and occasional modest entertainment. Completely satisfactory to Leventhal in this matter would be nothing more than a court order to re-establish the *status quo* as it existed in March 2002, when Amelia entered the United States as an infant – an impossible remedy. However, given the nearly infinite and endless series of opportunities to make the faintest scintilla of correction of some kind to the nearly infinite and inconceivable harms they caused to both Howard Leventhal and Amelia Leventhal, each and every one of the Defendants in his or her own way, has merely looked just past the end of their noses, to their next baloney sandwich, their next bonus check or buying their next roll of toilet paper and stomped all over Howard Leventhal and Amelia Leventhal in pursuit of same. This cannot be allowed to stand in a society that deems itself to be civilized. These sub-humans - the Defendants - for anything approaching justice to be done, must be financially and spiritually crushed now in the resolution of this lawsuit, in the same way that Howard and Amelia have been. Unfortunately, burnings at the stake, public floggings and binding of people in stocks in the public square are no longer permissible remedies either, so disgorgement of cash, assets and property are the only societally-digestible remedies realizable pursuant to this matter.

2. Under *Sadacca v. Monhart*, 128 Ill. App. 3d 250, 255 (Ill. App. Ct. 1984): "A constructive trust is a device used by chancery to compel one who unfairly holds a property interest to convey that interest to another to whom it justly belongs." (*Granitt v. Jennings* (1979),

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1 79 Ill. App.3d 286, 288, 398 N.E.2d 395, 397.) An implied or constructive trust "arises by  
2 operation of law when the circumstances of a transaction are such that the court finds it  
3 inequitable for the legal owner to enjoy the beneficial interest." (*Price v. State of Illinois* (1979),  
4 79 Ill. App.3d 143, 148, 398 N.E.2d 365, 370.) A constructive trust will be imposed to prevent a  
5 person holding title to property to profit from his wrong or be unjustly enriched by retaining the  
6 property. *Bozeman v. Sheriff* (1976), 42 Ill. App.3d 228, 355 N.E.2d 624. Plaintiff therefore  
7 seeks orders as follows:

- 8 a. **IMPOSITION OF CONSTRUCTIVE TRUST** on the real estate property  
9 commonly known as 2885 Farmington Dr., Lindenhurst, Illinois 60046,  
10 transferring title jointly to Howard Leventhal and Amelia Leventhal; and  
11  
12 b. **IMPOSITION OF CONSTRUCTIVE TRUSTS** upon the primary personal  
13 residence property of each and every defendant, jointly and severally for the  
14 benefit of Howard and Amelia Leventhal; and  
15  
16 c. **JUDGMENT OF INVALIDITY** of the Illinois marriage between Howard  
17 Leventhal and Mary Handeland; and  
18  
19 d. **ORDER VACATING MARITAL DISSOLUTION ORDER** in *Handeland v.*  
20 *Leventhal*, Case No. 05 D 808, in the 19<sup>th</sup> Judicial Circuit Court, Lake County  
21 Illinois; and  
22  
23 e. **FORFEITURE ORDER** requiring Handeland to disgorge and return every item  
24 of monetary value she received from Howard Leventhal, 1995 to the present, to  
25 the joint benefit of Howard Leventhal and Amelia Leventhal; and  
26  
27  
28

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- 1 **DECLARATORY ORDER** voiding all rights conferred upon Defendant Mary  
2 Handeland pursuant to the adoption of Amelia Handeland-Leventhal including  
3 rights of survivorship; and  
4  
5 g. **CRIMINAL REFERRALS** of all the Defendants to the United States  
6 Department of Justice, the Illinois Attorney General, the New York State  
7 Attorney General, the Wisconsin Attorney General and the U.K. Attorney  
8 General's Office (United Kingdom, in the case of Defendant Peter Goldsmith),  
9 including a recommendation that in the case of Co-Defendant Winston Paes, that  
10 his U.S. Naturalization Certificate is declared obtained by fraud and revoked; and  
11  
12 h. **FORFEITURE** of 100% of the compensation paid by Debevoise and Plimpton to  
13 Winston M. Paes since the first day of Paes' employment with the firm, paid to  
14 Howard and Amelia Leventhal; and  
15  
16 i. **FORFEITURE** of 100% of the salaries paid by their employers to Michelle  
17 Espinosa, Ronald Jacobs and Marcus Holmes, from the first day of their contact  
18 with Howard Leventhal – paid to Howard and Amelia Leventhal; and  
19  
20 j. **FORFEITURE** of 100% of the federal funds paid to Steve Zissou and Sally  
21 Butler, refunded to the United States Treasury, for "work" labelled as having been  
22 performed for Howard Leventhal's defense in *US v Leventhal*; and  
23  
24 k. **ACTUAL DAMAGES** judgment against each and every defendant, jointly and  
25 severally; and  
26  
27 l. **COMPENSATORY DAMAGES** judgment against each and every defendant,  
28 jointly and severally; and

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## SECTION 6 CONCLUSION AND PRAYER

1. At least thirteen of the defendants in this matter are lawyers, all of whom hallucinate at night that they are Clarence Darrow reincarnate. The real Clarence Darrow really said: "*As long as the world shall last there will be wrongs and if no man objected and if no man rebelled, those wrongs would last forever.*" The horrific, soul-crushing, amoral wrongs done by these people, crushing real human beings – the Plaintiff and his daughter – to dust for money must be ended now, once and for all.

2. Conversion of human beings to chattel property was outlawed in 1865 throughout the United States under the Thirteenth Amendment to the U.S. Constitution. In the United Kingdom, slavery was outlawed first in 1807 when Britain first passed the Abolition of the Slave Trade Act, outlawing British Atlantic slave trade. In 1833 Britain enacted the Abolition of Slavery Act, ordering gradual abolition of slavery in all British colonies. Yet somehow now two hundred years later, each and every one of the Defendants in this matter (including and most especially the first-named Defendant) has deemed themselves to again be living in the pre-Abolition period and have treated Howard and Amelia Leventhal as chattel property upon which to generate personal income, regardless of the cost and damage in terms of human suffering. The whole idea of this is so preposterous, outlandish and ludicrous as to seem impossible, yet that is exactly what has taken place.

3. There is no adequate remedy at law for the harms caused by these defendants. The *status quo* between Howard and Amelia Leventhal can never be reconstructed by any human effort or the order of any court. If all the money in the world was loaded into a truck and delivered to the Plaintiff, such an event would be inadequate and vacant of satisfaction. Yet nothing about this

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m. **PUNITIVE DAMAGES** judgment against each and every defendant, jointly and severally; and

n. **AGGRAVATED DAMAGES** judgment against each and every defendant, jointly and severally; and

o. **TREBLE DAMAGES** judgment multiplying all above times three, against each and every defendant, jointly and severally, as set forth in the RICO ACT<sup>46</sup>; and

p. **DAMAGES FOR INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS** inflicted by the Defendants upon Howard Leventhal, judgment against each and every defendant, jointly and severally; and

q. **DAMAGES FOR INTENTIONAL PERSONAL TORTIOUS INJURY** of Howard Leventhal, in terms of the injuries suffered by Leventhal as a result of medical neglect by design and implementation of the Defendants – judgment against each and every defendant, jointly and severally; and

r. **SPECIAL DAMAGES** – an award of \$1,000 per hour for each and every hour in which Howard Leventhal has not been in the direct residential personal company of Amelia, March 2002 to the present, jointly and severally against each and every defendant; and

s. **ANY AND ALL** other relief that this Honorable Court deems fit, proper and just under the instant facts, circumstances and law of this case.

<sup>46</sup> See: Judith A. Morse, *Treble Damages under RICO: Characterization and Computation*, 61 Notre Dame L. Rev. 526 (1986). Available at: <http://scholarship.law.nd.edu/ndlr/vol61/iss3/9>

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1 matter can be allowed to stand unremedied. Doing nothing would provide a license to future  
 2 individuals positioned as the Defendants, to inflict infinite harm upon actual human beings,  
 3 under color of law and "just doing my job," as detestable miniature goblin monster Defendant  
 4 Winston Paes remarked several times to the Plaintiff - reminiscent of similarly hubris-infected  
 5 claims barked out loud by Hitler's henchmen during the War Crimes trials at Nuremberg which  
 6 took place after World War II.  
 7  
 8 4. Starting with Plaintiff's best good faith estimate of actual damages caused by the  
 9 Defendants, the judgment in this matter if requested relief is granted, will exceed \$500 million.  
 10 No judgment less than this amount will be sufficient or newsworthy enough to discourage similar  
 11 harms by similarly situated actors in the future.

12 **NOW THEREFORE** Plaintiff respectfully prays for judgment of this Honorable  
 13 court particularizing and granting the remedies as set forth above under "DAMAGES  
 14 CLAIMED."

15 Respectfully submitted,

16 **PLAINTIFF (by se)**

17 

18 Date: Dec 15, 2020

19 Howard Leventhal  
 20 1205 E. Prairie Brook Dr D1, Palatine, IL 60074  
 21 Ph +1-262-997-8570; Email: HLEV3@aAOL.COM

22 **PLAINTIFF'S WAIVER AND REQUEST FOR ELECTRONIC SERVICE**

23 Plaintiff Howard Leventhal hereby waives physical service and requests electronic service under all circumstances, by  
 24 email to: HLEV3@aAOL.COM.

25 

26 Date: Dec 15, 2020

27 Howard Leventhal

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1 **Appendices**

2 **1. Table of Authorities (in order of appearance)**

Page	Authority
4	<i>Gulf Offshore Co. v. Mobil Oil Corp.</i> , 453 U.S. 473 (1981)
4	<i>Clafflin v. Houseman</i> , 93 U.S. 130 (1876)
4	<i>Charles Dowd Box Co. v. Courtney</i> , 368 U.S. 502 (1962)
5	<i>Cont'l Grp., LLC v. All Access Int'l. Inc.</i> , 2017 Ill. App. 160389 (Ill. App. Ct. 2017)
6	18 U.S.C. § 1964(c)
6	<i>Haroco v. American Nat. B. T. Co. of Chicago</i> , 747 F.2d 384 (7th Cir. 1984)
6	<i>Tafflin v. Levitt</i> , 493 U.S. 455 (1990)
6	45 U.S.C. § 56 (1982)
6	<i>Burnett v. New York Cent. R.R.</i> , 380 U.S. 424 (1965)
6	15 U.S.C. § 77(a) (1982)
6	<i>Weiner v. Shearson, Hammill &amp; Co.</i> , 521 F.2d 817 (9th Cir. 1975)
6	Labor Management Relations Act, § 301(a), 29 U.S.C. § 185(a) (1982)
8	Intercountry Adoption Act of 2000; 42 U.S.C. 14901 <i>et seq.</i>
8	<i>Mary Handeland vs. Marquette University School of Dentistry et al.</i> , Wisc.
9	18 USC § 1001
13	<i>U.S. v. Leventhal</i> , Case No. 13-cr-695(BMC) in the United States Court for the Eastern District of New York
13	18 U.S.C. § 1503 (Obstruction of Justice)
13	18 U.S. Code § 1621 (Perjury)
13	18 U.S. Code § 1622 (Subornation of Perjury)
13	<i>Sedima, S.P.R.L. v. Imvrex Co.</i> , 473 U.S. 479, 496, 105 S.Ct. 3275, 3285, 87 L.Ed.2d 346 (1985)
13	18 U.S.C. § 1961(5)
13	<i>ILJ. Inc. v. Northwestern Bell Telephone Co.</i> , 492 U.S. 229, 236, 109 S.Ct. 2893, 2899, 106 L.Ed.2d 195 (1989)
14	13-cr-844, <i>U.S. v. Leventhal</i> , in the U.S. District Court, Northern District of Illinois
15	<i>Handeland v. Leventhal</i> , Case No. 05 D 808 in the Circuit Court of Lake County, IL
15	<i>Handeland v. Leventhal</i> in the Circuit Court of the State of Wisconsin, Ozaukee City
15	18 U.S. Code § 1073
15	Parental Kidnapping Prevention Act, 28 U.S.C. § 1738A
15	<i>INTERSTATE CHILD CUSTODY: A Practitioner's Guide to the Parental Kidnapping Prevention Act (PKPA)</i> , 28 U.S.C. § 1738A

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1	17	<i>Kelsay v. Motorola, Inc.</i> (1978), 74 Ill.2d 172, 186, 384 N.E.2d 353, 359
2	17	<i>Cornell v. Langland</i> , 109 Ill. App. 3d 472, 475 (Ill. App. Ct. 1982).
3	17	First Amendment of the US Constitution
4	17	<i>New York Times Co. v. United States</i> , 403 U.S. 713 (1971)
5	20	Illinois law, (720 ILCS 5/16-1) (from Ch. 38, par. 16-1), Sec. 16-1, Theft.
6	21	18 U.S.C. § 241, Conspiracy Against Rights
7	21	<i>Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act of 2009</i> , 18 U.S.C. § 249
8	22	14th Amendment to the US Constitution
9	22	5th Amendment to the US Constitution
10	22	6th Amendment to the US Constitution
11	22	8th Amendment to the US Constitution
12	22	18 U.S.C. § 245, Violent Interference with Federally Protected Rights
13	24	<i>Welsh</i> , 306 Ill. App.3d at 154, 713 N.E.2d at 683
14	24	<i>McGrath v. Fahey</i> , 126 Ill.2d 78, 86, 533 N.E.2d 806, 809 (1988)
15	24	<i>Fahey</i> , 126 Ill.2d at 90, 533 N.E.2d at 811
16	24	<i>Public Finance Corp. v. Davis</i> , 66 Ill.2d 85, 89-90, 360 N.E.2d 765, 767
17	24	<i>Graham v. Commonwealth Edison Co.</i> , 318 Ill. App. 3d 736, 745 (Ill. App. Ct. 2001).
18	29	<i>West American Insurance Co. v. Sal E. Lohianco Son Co.</i> (1977), 69 Ill.2d 126, 130
19	29	<i>Hermitage Corp. v. Contractors Adjustment Co.</i> (1995), 166 Ill.2d 72.
20	29	<i>Bates v. Little Company of Mary Hospital</i> (1982), 108 Ill. App.3d 137, 139
21	29	<i>Rozny v. Marnul</i> (1969), 43 Ill.2d 54, 72-73
22	29	<i>Jackson Jordan, Inc. v. Leydig, Voit Mayer</i> (1994), 158 Ill.2d 240, 249
23	29	<i>Gialla v. General Motors Corp.</i> , 167 Ill. 2d 353, 360-61 (Ill. 1995)
24	30	<i>Kolegas v. Hefel Broadcasting Corp.</i> , 154 Ill.2d 1 (1992)
25	30	<i>Mittleman v. Witous</i> , 135 Ill.2d 220, 233 (1989)
26	30	<i>Mitchell v. Peoria Journal-Star, Inc.</i> , 76 Ill. App.2d 154, 158-60 (1966)
27	30	<i>Bryson v. News America Publications</i> , 174 Ill. 2d 77, 103 (Ill. 1996)
28	31	Prosser, Torts § 93, at 593 (2d ed. 1955)
	31	53 C.J.S. Libel and Slander § 240 (1948)
	31	<i>Valentine v. North American Co.</i> (1974), 60 Ill.2d 168, 170, 328 N.E.2d 265
	31	<i>Richardson v. Dunbar</i> (1981), 95 Ill. App.3d 254, 259, 419 N.E.2d 1205
	31	<i>Kirk v. Village of Hillcrest</i> (1975), 31 Ill. App.3d 1063, 1065, 335 N.E.2d 535
	31	<i>Whitby v. Associates Discount Corp.</i> (1965), 59 Ill. App.2d 337, 340-41, 207 N.E.2d 482
	32	<i>PSL Realty Co. v. Granite Investment Co.</i> (1981), 86 Ill.2d 291, 312, 427 N.E.2d 563

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1	32	<i>Moricoli v. P S Management Co.</i> , 104 Ill. App. 3d 234, 237-38 (Ill. App. Ct. 1982)
2	33	<i>Handeland v. Leventhal</i> , Case No. 05 D 808, 19th Judicial Circuit Ct Lake City IL
3	34	<i>Redarowicz v. Ohlendorf</i> (1982), 92 Ill.2d 171, 185-86
4	34	<i>Siegel v. Levy Org. Development Co.</i> , 153 Ill. 2d 534, 542-43 (Ill. 1992)
5	35	<i>United States v. United Mine Workers of America</i> (1947), 330 U.S. 258, 302-03, 91 L.Ed. 884, 917-18, 67 S.Ct. 677, 700-01
6	35	<i>In re Marriage of Betts</i> , 200 Ill. App. 3d 26, 45 (Ill. App. Ct. 1990)
7	39	WI Stat § 946.10
8	39	18 U.S. Code § 201, Bribery of public officials and witnesses
9	40	<i>Sedima, S.P.R.L. v. Imrex Co.</i> , 473 U.S. 479, 496, 105 S.Ct. 3275, 3285, 87 L.Ed.2d 346 (1985)
10	40	18 U.S.C. § 1961
11	40	<i>H.J. Inc. v. Northwestern Bell Telephone Co.</i> , 492 U.S. 229, 236, 109 S. Ct. 2893, 2899, 106 L.Ed.2d 195 (1989)
12	40	<i>Sedima</i> , 473 U.S. at 488
13	40	<i>US v Leventhal</i> , 13-cr-695(BMC), US Dist Court Eastern Dist of NY
14	43	18 U.S.C. § 1503
15	44	<i>Gonzales v. American Express Credit Corp.</i> , 315 Ill. App. 3d 199, 206, 733 N.E.2d 345 (2000)
16	44	<i>Gallagher Corp. v. Russ</i> , 309 Ill. App. 3d 192, 199, 721 N.E.2d 605 (1999)
17	44	<i>W.W. Vincent Co. v. First Colony Life Ins. Co.</i> , 351 Ill. App. 3d 752, 759 (Ill. App. Ct. 2004)
18	47	18 U.S.C. § 371
19	47	<i>Hague Convention on the Protection of Children and Co-operation in Respect of Intercountry Adoption</i>
20	48	<i>Gonzalez</i> , 578 F.3d at 540
21	49	<i>Wilson v. Layne</i> , 526 U.S. 603, 614-15, 119 S.Ct. 1692, 143 L.Ed.2d 818 (1999)
22	49	<i>Anderson v. Creighton</i> , 483 U.S. 635, 640, 107 S.Ct. 3034, 97 L.Ed.2d 523 (1987)
23	49	<i>Hope v. Pelzer</i> , 536 U.S. 730, 741, 122 S.Ct. 2508, 153 L.Ed.2d 666 (2002)
24	49	<i>Soldal v. Cook County, Illinois</i> , 506 U.S. 56, 71-72, 113 S.Ct. 538, 121 L.Ed.2d 450 (1992)
25	49	<i>Marcus</i> , 394 F.3d at 824
26	49	<i>Cochran v. Gilliam</i> , 656 F.3d 300, 309-11 (6th Cir.2011)
27	49	<i>Hensley</i> , 693 F.3d at 694
28	49	<i>Menchaca</i> , 613 F.2d at 513
	49	<i>Murray v. Poani</i> , 980 N.E.2d 1275, 1283-84 (Ill. App. Ct. 2012)

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50	<i>Imbler v. Pachtman</i> , 424 U.S. 409, 430, 47 L. Ed. 2d 128, 143, 96 S. Ct. 984, 995 (1976)
50	<i>Buckley</i> , 509 U.S. at 269, 125 L. Ed. 2d at 226, 113 S. Ct. at 2613
50	<i>White v. City of Chicago</i> , 369 Ill. App. 3d 765, 769 (Ill. App. Ct. 2006).
51	Section 31-4(a) of the Criminal Code of 1961 (Ill. Rev. Stat. 1987, ch. 38, par. 31-4(a))
51	<i>People v. Gerdes</i> , 173 Ill. App. 3d 1024, 1026 (Ill. App. Ct. 1988)
51	<i>HPT Health Care Services, Inc. v. Mt. Vernon Hospital, Inc.</i> , 131 Ill. 2d 145, 160, 545 N.E.2d 672, 678 (1989)
51	<i>Mulligan v. QTC, Inc.</i> , 382 Ill. App. 3d 620, 631, 888 N.E.2d 1190, 1200 (2008)
51	<i>Lewis v. Lead Industries Ass'n</i> , 342 Ill. App. 3d 95, 105, 793 N.E.2d 869, 877 (2003)
51	<i>Alliance Acceptance Co. v. Yale Insurance Agency, Inc.</i> , 271 Ill. App. 3d 483, 492, 648 N.E.2d 971, 977 (1995)
51	<i>Charles Hester Enterprises, Inc. v. Illinois Founders Insurance Co.</i> , 137 Ill. App. 3d 84, 90-91, 484 N.E.2d 349, 354 (1985)
51	<i>Morris v. Grinnell Mutual Reinsurance</i> , 388 Ill. App. 3d 1017, 1024-25 (Ill. App. Ct. 2009)
52	<i>Seaford v. United States</i> , 332 U.S. 575, 92 L. Ed. 180, 68 S.Ct. 237
52	<i>People v. Ricker</i> , 45 Ill. 2d 562, 567-68 (Ill. 1970)
52	<i>United States v. House</i> , No. 14-1275-cr (2d Cir. Jan. 26, 2016)
53	18 U.S.C. § 3553
53	<i>Pollard v. U.S. Parole Comm'n</i> , 15-cv-9131 (KBF), at *21 (S.D.N.Y. Aug. 11, 2016)
53	116 Cong. Rec. 601 (remarks of Sen. Hruska)
53	S. Rep. No. 617, 91st Cong., 1st Sess. 73 (1969)
53	<i>United States v. Angelilli</i> , 660 F.2d 23, 33 (2d Cir. 1981)
54	<i>Decof, Damages in Actions for Wrongful Death of Children</i> , 47 Notre Dame Law. 197, 198 (1971)
54	<i>Belfance, The Inadequacy of Pecuniary Loss as a Measure of Damages in Actions for the Wrongful Death of Children</i> , 6 Ohio N.U.L. Rev. 543, 545 (1969).)
54	<i>Cockrum v. Baumgartner</i> (1983), 95 Ill.2d 193, 198-202
54	<i>Bullard v. Barnes</i> , 102 Ill. 2d 505, 516-17 (Ill. 1984)
55	<i>Wardlow v. City of Keokuk</i> (Iowa 1971), 190 N.W.2d 439, 446
55	<i>Fussner v. Andert</i> (1961), 261 Minn. 347, 352, 113 N.W.2d 355, 359
55	<i>Anderson v. Lale</i> (1974), 88 S.D. 111, 121, 216 N.W.2d 152, 158
55	<i>Fuentes v. Tucker</i> (1947), 31 Cal.2d 1, 9, 187 P.2d 752, 757
55	<i>Hauversen v. Ford Motor Co.</i> (Iowa 1977), 257 N.W.2d 7, 17
55	<i>Sellnow v. Foley</i> (1975), 305 Minn. 375, 382-83, 233 N.W.2d 563, 568
55	<i>Jones v. Carvell</i> (Utah 1982), 641 P.2d 105, 107

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56	<i>Clark v. Icicle Irrigation District</i> (1967), 72 Wn.2d 201, 205-10, 432 P.2d 541, 544-47
56	<i>Jones v. Hildebrandt</i> (1976), 191 Colo. 1, 3 n. 1, 550 P.2d 339, 341 n. 1
56	<i>Sinn v. Burd</i> (1979), 486 Pa. 146, 151-52 n. 3, 404 A.2d 672, 675 n. 3
57	<i>Bank of Ravenswood v. City of Chicago</i> , 307 Ill. App. 3d 161, 167-68 (1999)
57	<i>Wayne Hummer Trust Co. v. Vill. of Elwood, an Ill. Home Rule Mun. Corp.</i> , 2019 Ill. App. 3d 170843, 7 (Ill. App. Ct. 2019)
58	<i>Sadatca v. Monhart</i> , 128 Ill. App. 3d 250, 255 (Ill. App. Ct. 1984)
58	<i>Gravit v. Jennings</i> (1979), 79 Ill. App.3d 286, 288, 398 N.E.2d 395, 397
58	<i>Price v. State of Illinois</i> (1979), 79 Ill. App.3d 143, 148, 398 N.E.2d 365, 370
59	<i>Bozeman v. Sheriff</i> (1976), 42 Ill. App.3d 228, 355 N.E.2d 624

## 2. Index to Exhibits

Exhibit #	Description
A	Judith Leventhal, Obituary
B	Eernisse email
C	J of C Excerpt, prior restraint oppressing redress
D	Early termination order
E	Rea public record
F	Child custody order excerpts
G	Google maps record
H	"Sneaky Jew" article
I	Physician report
K	Psychologist report
L	Gov't admissions regarding gross excessiveness of Leventhal's sentence
M	Personal character reference letters, binder
N	Documentation signed by Handland evidencing her position as an RPOC officer
P	Bought-and-Paid-For Wisconsin Judicial Orders

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EXHIBIT A

CALL US (847) 356-2146



**Judith E. Leventhal**  
June 6, 1953 - September 16, 2015

**Recommended** One person recommended this like the best of your friends

The family of Judith E. Leventhal created this Life Tributes page to preserve the memories.



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EXHIBIT B

18132020 RE: PLEASE FORWARD TO SERGEANT EERNESSE

From: reese@mcgraw-griffon.wi.us  
To: MaryHandland.com,  
Cc: jacob@mcgraw-griffon.wi.us  
Subject: RE: PLEASE FORWARD TO SERGEANT EERNESSE  
Date: Sat, Jun 13, 2019 4:50 pm

Mr. Leventhal,

Mary Handland and your daughter, Anella have both come to the Gratiot Police Department requesting our assistance with what they claim to be harassing and unwanted communication from you. Both are adults and both have a valid right to not communicate with you or receive communication from you. It is my understanding you have also been served with temporary restraining orders (TRO) issued through the Oauaise County Wisconsin Courts and the message to stop communicating with Mary and Anella should be understood. Any further contact or communication with them in violation of the TRO's will be referred to the Oauaise County District Attorney's office for prosecution.

Further, any violations of law you wish to report to a law enforcement agency must be done so to the appropriate jurisdiction. I cannot investigate violations of federal law, nor anything that occurs outside of the Village of Gratiot, WI. In the future, please refrain from communicating with me about anything that does not specifically and directly involve offenses occurring within the Village of Gratiot WI Corporate boundaries.

Sergeant Noah E. Eernesse  
Gratiot Police Department  
10th Washington Street  
Gratiot, WI 53024  
P (262) 377-3504  
F (262) 377-3508

From: Joseph Gabriel  
Sent: Friday, June 14, 2019 5:44 PM  
To: Noah Eernesse  
Subject: Fwd: PLEASE FORWARD TO SERGEANT EERNESSE

Get Outlook for Android

From: Howard Lawenthal <hld@ed.com>  
Sent: Friday, June 14, 2019 6:18:37 AM  
To: Charles Wilson; Joseph Gabriel  
Cc: Kevin, Linda <us.sahedonarmy.org; richard\_suterbaugh@us.sahedonarmy.org; roland\_jacobs@tira.uscourts.gov; sarah\_alice@us.sahedonarmy.org  
Subject: PLEASE FORWARD TO SERGEANT EERNESSE

FURTHER TO MY PHONE MESSAGES FOR SERGEANT EERNESSE  
RE: MARY HANDLAND

Sergeant Eernesse:

My ex wife's attempt to improperly use your agency to evade criminal charges against her, to evade civil litigation, to suppress the imminent publication of my book and screenplay, which are largely about her, to avoid a search for justice served in Linn County results to prevent kidnapping and sexual and domestic violence. All of the behavior

1/9

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Address: **Amal and Associates**, 4107 Northway Avenue

2

**https://doi.org/10.1017/S0007122620000000**

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## EXHIBIT C

AD 24C (re-CR38) United States of America v. Howard Leventhal Document 177 Filed 10/19/17 Page 5 of 6 PageID #: 1720  
 Judgment Page 5 of 8

DEFENDANT: Howard Leventhal  
 CASE NUMBER: 13cr00895-BMC

## SPECIAL CONDITIONS OF SUPERVISION

- 1) The defendant shall comply with the restitution and forfeiture orders.
- 2) The defendant shall make full financial disclosure to the Probation Department.
- 3) The defendant shall not incur any new bank accounts or lines of credit, and shall not secure investments from individuals or businesses, without the permission of the Court or the Probation Department.
- 4) The defendant shall participate in a mental health treatment program as approved by the Probation Department. The defendant shall contribute to the cost of such services rendered and/or any psychological medication prescribed to the defendant. The defendant shall be reasonably able, and shall cooperate in securing any applicable time-spend payment plan.
5. The defendant can not commence any civil litigation, nor seek to reopen any closed civil case, without the Court's permission, which will be granted if the Court determines that there is a colorable basis for the proposed claim.
6. The defendant shall not be subject to any form of arrest, including in person, by mail, by electronic means, with any victim of the offense, or by any other means, until the defendant has been notified by the Probation Department of the terms of the special conditions of supervision and has agreed to them in writing with which the Probation Department will provide him, without prior permission of the Probation Department.

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## EXHIBIT D

Case 1:13-cr-00844-1 Document 41 Filed in LND on 12/03/2020 Page 1 of 1  
 UNITED STATES DISTRICT COURT  
 FOR THE Northern District of Illinois - CM/ECT LIVE, Ver 6.3.3  
 Eastern Division

UNITED STATES OF AMERICA

Plaintiff,

Case No.: 1:13-cr-00844

Honorable Andrea R. Wood

Howard Leventhal

Defendant

## NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Thursday, December 3, 2020:

MINUTE entry before the Honorable Andrea R. Wood as to Howard Leventhal: Defendant's second motion for early termination of supervised release under 18 U.S.C. § 3583(e)(1)(35) is granted as unopposed. Consistent with 18 U.S.C. § 3583(e), the Court has considered the factors in 18 U.S.C. § 3583(a) and finds that his conduct and the interests of justice warrant early termination of Defendant Leventhal's supervised release. Accordingly, with no objections from the U.S. Attorney's Office or the U.S. Probation Department, the imposed term of supervised release as to Defendant Leventhal is hereby terminated and he is discharged. Status and motion hearing set for 12/4/2020 is stricken; parties need not appear. Mailed notice (dkt. )

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECT, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at [www.ildn.uscourts.gov](http://www.ildn.uscourts.gov).

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Plaintiff Leventhal notes: From the date of Leventhal's kidnapping in Sept 2015 forward, at the point Amelia was 14 years old and a minor, through her 18<sup>th</sup> birthday, through and including the filing date of this complaint, there is not a single right conveyed to Leventhal in the following instrument which has not been vaporized deliberately by the defendants. Forgetting about mere carli- ingation, every single one of these reprehensible bastards should live in Hell forever for this.

IN THE CIRCUIT COURT OF THE NINETEENTH  
JUDICIAL CIRCUIT - LAKE COUNTY, ILLINOIS

IN RE: THE MARRIAGE OF: )  
MARY HANDELAND, )  
Petitioner, )  
and ) No. 0519 808  
HOWARD LEVENTHAL )  
Respondent. )

ORDER INCORPORATING  
CHILD CUSTODY AND PARENTING AGREEMENT

This cause coming to be heard on the agreement of the parties, and the Court being fully advised,

THE COURT FINDS:

- A. This Court has jurisdiction over the subject matter and the parties.
- B. Mary Handeland (hereinafter referred to as the "Mother" or "Mary") and Howard Leventhal (hereinafter referred to as "Howard" or the "Father") were lawfully married on October 2, 1999, and said marriage was registered in the State of Illinois.
- C. Each of the parties currently resides in Lake County, Illinois.
- D. One child was adopted by the parties as a result of the marriage, namely: Amelia Handeland-Leventhal, born November 17, 2000 (age 7).
- E. The Joint Parenting Agreement entered on November 8, 2007 is hereby stricken and vacated in its entirety by this Child Custody and Parenting Agreement.

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EXHIBIT F  
Visitation/Custody Order Excerpt

against a party because such party, or the attorney or agent of such party, drafted the term or provision at issue. In the event that a Court should subsequently find any portion of this Marital Settlement Agreement to be ambiguous, no inference of any kind shall be taken against Mary Handeland because the Marital Settlement Agreement was primarily drafted by her attorney.

g. This Judgment shall be construed under the general laws of the State of Illinois, irrespective of the later domicile or residence of Howard or Mary.

h. All pending motions and petitions filed by either party shall be dismissed.

IN WITNESS WHEREOF, the parties have set their hands and seals on the day and date set forth hereinabove:

MARY HANDELAND

HOWARD LEVENTHAL

Law Offices of David S. Kerpel, LLC  
Attorney: 662.561.094  
655 Deerfield Road - Suite 100  
No. 408  
Deerfield, Illinois 60015  
Phone: (847) 374-8257  
Fax: (847) 374-8258  
Attorney for Mary Handeland

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**IT IS THEREFORE AGREED AND ORDERED AS FOLLOWS:**

A. The parties agree that it is in the best interests of Amelia that Mary is granted sole legal care, custody and control of Amelia. Mary shall be the designated sole residential custodian of Amelia.

B. Residential Parenting Schedule. Howard shall have parenting time with Amelia every other weekend from Saturday at 9:30 am until Sunday at 7:00 pm. In addition, Howard shall have weekday parenting time with Amelia every Tuesday and Thursday from 4:30 pm to 7:00 pm. Overnight visitation between Howard and Amelia during the week is reserved.

C. Holiday Parenting Schedule. During the following holiday and special periods the children shall reside with each parent as set forth below:

<u>HOLIDAY</u>	<u>EVEN NUMBERED YEARS</u>	<u>ODD NUMBERED YEARS</u>
Easter 7:00 pm Saturday evening before Easter until 7:00 pm Sunday evening	Mother	Mother
Memorial Day (Monday at 9:30 am until 7:00 pm, unless it is that parent's regular alternating weekend, in which case the time shall begin at Sunday evening at 7:00 pm)	Father	Mother
Fourth of July (from 9:30 am on July 4 <sup>th</sup> until 9:00 a.m. July 5 <sup>th</sup> )	Mother	Father
Labor Day (Monday at 9:30 am until 7:00 pm, unless it is that parent's regular alternating weekend, in which case the time shall begin at Sunday evening at 7:00 pm)	Mother	Father
Halloween and Trick or Treat Activities: 12:00 pm until 7:00 pm	Mother	Mother
Thanksgiving Period (Wednesday at 4:30 pm until Friday at 7:00 p.m.)	Father	Mother

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Christmas Holiday  
December 24<sup>th</sup> at 9:00 am until December 26<sup>th</sup> at 10:00 am  
Mother Mother

Pasover: Howard shall have the first or second night of Pasover from 5:00 pm overnight until 5:00 pm the next day, so long as he provides at least 14 days written notice to Mary of his requested night.

Hanukkah: Howard shall have parenting time with Amelia for two separate evenings during Hanukkah each year. A Hanukkah evening shall consist of 4:30 pm until 9:00 pm. Howard's choice of his two evenings of Hanukkah each year shall be provided by Howard with at least 14 days advance notice to Mary. Mary's Christmas Holiday and her half of Winter Vacation shall take precedent over Hanukkah should there be a conflict.

D. School Vacation Schedule: These shall be defined as extended school vacation periods such as summer vacation, spring break and winter break. Unless otherwise agreed in writing, the school vacation parenting schedule shall be as follows:

(i) Winter Vacation: The parties shall divide Amelia's Winter vacation equally, with Mary having the first uninterrupted half of Winter Vacation in all years and Howard having the second uninterrupted half of Winter vacation in all years. For purposes of this Agreement, Winter Vacation shall be defined as commencing after school on the last day of school at 4:30 pm, and concluding at 5:00 p.m. on the day before classes recommence.

(ii) Spring Vacation: The parties shall equally divide Amelia's Spring Vacation each year, with Mary having the first uninterrupted half each year, and Howard having the second uninterrupted half each year. For purposes of this Agreement, Spring Vacation shall be defined as commencing at 4:30 pm following the last day of

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school, and ending at 5:00 p.m. on the day before classes recommence.

(iii) Summer Vacation: Summer Vacation shall be defined as commencing the first weekday after the last day of school in June, and terminating on the last weekday before the first day of school in August or September. Each parent shall be entitled to one week of uninterrupted summer vacation time with Amelia. By mutual agreement of the parties, Summer Vacation parenting time may be divided and need not be taken in consecutive days. Howard's choice of his week shall take precedence in even numbered years, and Mary's week shall take precedence in odd numbered years. The parent with first choice shall notify the other parent of his or her week by April 1<sup>st</sup> of each year, and the parent with second choice shall notify the other parent of his or her choice by May 1<sup>st</sup> of each year. Either parent may temporarily take the child to another state for vacation, as long as the location information of this agreement has been satisfied as set forth in paragraph K.

(i) Special Periods. Special periods shall consist of Mother's Day, Father's Day, Mary's birthday, Howard's birthday, and Amelia's birthday (November 17<sup>th</sup>). Amelia shall reside with Mary on her birthday (October 4<sup>th</sup>) and Mother's Day, and with Howard on his birthday (November 4<sup>th</sup>) and Father's Day. For Amelia's birthday, the following parenting schedule will apply:

If Amelia's birthday falls on a Saturday or Sunday, or a weekday when there is no school, Howard's time shall be from 9:30 am until 12:30 pm, and Mary's time shall be from 12:30 pm until 3:30 pm.

If Amelia's birthday falls on a weekday, and there is school, Howard's parenting time shall be from 3:00 pm until 5:00 pm, and Mary's time shall be from 5:00 pm until 7:00 pm.

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F. Residential Residence Requirements Special Periods shall take precedence over the Holiday Parenting Schedule, which shall take precedence over the School Vacation Schedule, which shall take precedence over the Residential Parenting Schedule.

G. Consistent alternating weekends: Regardless of when either parent's Holiday, School Vacation, or Special Periods occur, the regular alternating weekend parenting schedule shall not be changed unless by mutual written agreement.

H. Make Up Visitation: Unless by mutual written agreement, Howard shall not be entitled to make-up visitation with Amelia.

I. Location of Pick Up and Drop Off for Parenting Time Exchanges: The parties acknowledge that, in the immediate past, pick up and drop off of Amelia has occurred at the Starbucks, located at 7105 Grand Avenue #21 in Curmoo, Illinois. Howard recently moved to 2361 Old Hicks Road, in Lake Zurich, Illinois 60047. To accommodate Howard's farther distance caused by the move, the parties agree to have the new pick up and drop off location in the parking lot at the Libertyville Sports Complex, at Route 45 and Peterson Road in Libertyville. When arriving to pick up Amelia for his parenting time, Howard shall walk up to Mary's car, take Amelia out of the car and take her with him. When Howard drops Amelia off at the Libertyville Sports Complex at the end of his parenting time, Howard shall take Amelia out of his car, and bring her over to Mary's car, where the parties shall then separate. If Mary moves residences in the future, the parties shall attempt to agree on a new location for pick up and drop off. If the parties are unable to agree, Mary may petition the court to resolve the issue.

J. Restricted Communication and Contact:

i. Due to Howard's poor history of communicating with Mary, the following restrictions shall be in full force and effect regarding communication between the parties. Except as specifically set forth in paragraph K(i) and paragraph L, Howard may only

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communicate with Mary through Our Family Wizard, and shall only communicate with Mary regarding emergencies visitation and issues related to Amelia. Howard shall communicate appropriately with Mary while using Our Family Wizard. Howard is hereby restrained from doing any of the following when communicating with MARY through Our Family Wizard:

- a. No use of profanities or vulgarities;
- b. No insults or derogatory remarks;
- c. No threats;
- d. No harassment;
- e. No verbal abuse;
- ii. Howard shall only be allowed to contact Mary via telephone as follows:
 

the day of Howard's scheduled visitation with Amelia, and only if he is running late for his scheduled parenting time, or if he feels that it is in the best interests of Amelia to return her to Mary prior to the end of his scheduled parenting time; If Howard is running late, he shall telephone Mary at least 30 minutes prior to his scheduled parenting time. Howard shall take all reasonable and necessary steps to ensure that he is not late for his parenting time with Amelia, and shall plan accordingly to prevent being late. The only exception to the restricted telephone contact between Howard and Mary is if an emergency exists related to Amelia's health, safety and welfare, in which case the parties shall telephone each other as soon as practical. If Howard arrives for his scheduled parenting time later than 30 minutes he shall forfeit his scheduled parenting time.
- iii. A restraining order is hereby entered against Howard enjoining him and restraining him, and any third party on his behalf, from the following:
  - a. Contacting Mary's father (Stephen Budack), mother (Lorraine Mary), brother (Michael Budack), and sister-in-law (Jennifer Budack), sister (Christine Klotz) and brother-in-law (Jack Klotz), or Mary's extended family, and Mary's therapist (Deborah A. Gied), and any other therapist Mary uses;
  - b. Contacting Mary's future place of employment;
  - c. Contacting Mary at any educational institution she may attend;
  - d. All forms of physical and verbal abuse, intimidation, harassment, and/or

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ankling.

iv. Howard shall stay at least 500 feet away from Mary, Mary's home, and Mary's future place of employment. The only exception to this 500-foot restriction is for the pickup and drop off procedure set forth in paragraph I of this Agreement.

K. Basic Information and Travel. Each party shall keep the other informed as to the exact place where he or she resides, and each party shall provide the other party with their respective cellular and home telephone numbers. If either party travels out of town for any period of more than three (3) days, then such person shall take their cell phone with them so they can be reached in case of an emergency. In the event Amelia is to travel out of town with a parent overnight, a complete itinerary shall be provided to the other parent listing travel arrangements, flight schedules, hotel or other out of town accommodations, phone numbers where Amelia will be staying, and all other information necessary to ensure that the other parent is able to communicate with Amelia regularly while they are out of town. In the case of domestic travel, said itinerary shall be provided by the parent traveling with Amelia at least fourteen (14) days in advance of the trip. In the case of international travel, said itinerary shall be provided by the parent traveling with the children at least twenty-one (21) days in advance of the trip. While Amelia is a minor, neither parent shall travel with her to any country that is the subject of a then-current United States State Department Travel Warning, without the voluntary written consent of the other parent. Amelia's passport shall remain in Mary's possession except when Howard requires it for travel with Amelia as set forth in this Agreement. After Howard returns from a trip that involves using Amelia's passport, Howard shall return the passport to Mary within the next 24 hours of her return from his trip.

L. Right of Equal Reliance. In the event that a parent is unable to supervise Amelia overnight on a night assigned to that parent, the other parent may have a right of first refusal to have Amelia overnight with him or her, as the case may be, rather than having Amelia be with a babysitter or another family member. If a parent declines to exercise his or her right of first

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refusal, then the parent scheduled to be with Amelia at that time shall be responsible for providing Amelia with appropriate supervision and any costs associated therewith. If Mary's right-of-first-refusal option is triggered while Amelia is with Howard, Howard may call Mary to request and/or arrange for her right-of-first refusal.

M. Child's Records and School Activities. Mary shall list Howard as Amelia's father at Amelia's school. Both parents shall participate, encourage, and support Amelia's homework and school project assignments by assisting her with assignments during each party's parenting time. Pursuant to 750 ILCS § 602.1, Howard shall have access to all school and medical records related to Amelia.

N. Removal. The parties agree that neither parent shall permanently remove the residence of Amelia from the State of Illinois without court order. The only exception to this is if Mary wishes to move with Amelia to Wisconsin on a permanent basis, she may be allowed to do so. If Mary decides to move with Amelia to Wisconsin on a permanent basis, she shall be restricted to moving to 100 miles into the State of Wisconsin from her present address of 2885 Farmington Drive, Lindenbush, Illinois. Further, either party may travel with Amelia out of the county for their vacation time one (1) time in a 12-month period (or more as mutually agreed to in writing between the parties) provided they comply with the itinerary and information disclosure requirements set forth in paragraph K of this Agreement.

O. Medical Issues. In regards to Amelia's health care, the parties agree that (a) each shall promptly inform the other of any serious illness or condition of Amelia which requires medical attention; (b) each party shall inform the other of any medical or health-related problems of Amelia while that child has been in that parent's custody; (c) Mary shall provide Howard with any medications which Amelia is taking at the time of a physical transfer of custody; and Howard shall ensure that Amelia takes said medication during his parenting time.

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P. General Rules of Parental Conduct:

1. Each party shall, at all times, conduct himself or herself in a manner which promotes a beneficial effect upon Amelia.

2. Neither parent shall make disparaging remarks about the other parent, or any other family member, to Amelia; and each parent shall only speak of the other parent in positive terms.

3. Neither parent shall denigrate the love and affection that the other parent has for Amelia.

4. Neither parent nor other family member shall question or interrogate Amelia about the other parent, or family member.

5. In the event of the remarriage of either party, the party so remarrying shall have an affirmative obligation to make known to his or her new spouse the terms and provisions of this Agreement and to instruct the new spouse to comply with the intent of this Parenting Agreement.

6. Neither party shall allow any 3rd party, or any future spouse to engage in corporal punishment of Amelia.

7. Both parties shall insure that Amelia is properly secured in a booster seat or car seat in the back of the vehicle she is traveling in. Amelia shall not be allowed to ride in the front seat of any vehicle.

Q. Child's surname: Howard shall use the name Amelia ~~Handeland-Leventhal~~, and not Amelia Leventhal, or any other surname or hyphenated name, in all private, public, school, medical, or any other records, appointments or reservations. Only Mary shall be referred to or referenced by Howard as Amelia's Mother. Only Howard shall be referred to or referenced by Mary as Amelia's Father.

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## EXHIBIT K

### Psychologist Report



**Linda Hochfeld, M.L.D.P.C.**  
320 Grand Ave  
Waukegan, IL 60085  
224-750-2725

**Howard Leventhal** DOB: 11/14/1956

Sessions: 7/31/2020, 8/4/2020, 8/11/2020, 08/19/2020, 8/26/2020, 9/2/2020, 9/11/2020,  
9/17/2020, 9/24/2020, 9/30/2020

Missed Sessions: None  
Cancellations: None

**Name of Examiner: Linda Hochfeld, M.L.D.P.C.**  
Illinois License 180008285  
Wisconsin License 567125

#### PURPOSE OF EVALUATION

The client initially presented to this therapist with symptoms of depression and anxiety related to his daughter's alienation. Mr. Leventhal was convicted of wife fraud, which led to incarceration from 9/2015 until 4/2015. The client's daughter was a minor at the time of his imprisonment, and a restraining order was placed on him, which forbade contact with his daughter. The client is presently on probation, and the restraining order is currently in place. The client engaged in one-hour sessions utilizing telehealth except 9/30/2020, which was at this writer's office.\

#### BEHAVIORAL OBSERVATIONS

The client is a 63-year-old Caucasian male who was born and raised in Illinois. He is polite and well-spoken and possesses an apparent high level of intelligence. The client is respectful and pleasant and consistently engages in sessions with this writer.

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#### MENTAL HEALTH ASSESSMENT

The client was pleasant and cooperative during the social history and clinical interview. The client engaged in positive eye contact and appeared comfortable utilizing telehealth services. Thought processes and speech were coherent and appropriate. The client was oriented to time and place. The client denies hallucinations, delusions, or cognitive issues. The client was open and honest with this therapist and provided information regarding his incarceration. The client has a high school education and has participated in college-level courses. The client is currently enrolled in college and is pursuing a degree in architecture and hopes to complete his Bachelor of Science degree. Mr. Leventhal is presently living with his mother for whom he is the caretaker. The client presents with mild symptoms of depression and anxiety. This finding is consistent with a previous mental health report provided to this writer by the client.

#### PRESENTING CONCERNS

The client appears to function well in most areas of his life. He experiences a pervasive sense of sadness concerning the alienation from his daughter. The client is prohibited from contacting her under the terms of his probation. Mr. Leventhal informed this writer that he always wanted to be a father from the time he was 18 years old. The client hoped to start a family with his first wife; however, she was diagnosed with Muscular Sclerosis, which precluded having children. The client divorced his first wife but continued to provide her with financial support for her life. The client later married his second wife. The two went to China to adopt their daughter.

Mr. Leventhal states that his daughter became a pawn in their marriage. He denies ever physically hurting his daughter and reports that he extensively traveled with her when she was younger. The client appears to be a victim of "Parental Alienation Syndrome," as evidenced by his report that the child should not have known about the struggles in that marriage. He feels that his ex-wife unfairly influenced his daughter. He believes his daughter was encouraged to "take sides" and choose a "preferred parent."

The client has not been able to contact his daughter for five years (as per the court) and would relish the opportunity to re-engage with his estranged daughter. He reports that he

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thinks about her daily and has 'deep love and concern for her'. Mr. Leventhal takes full responsibility for the events that led to his incarceration but believes that the greatest travesty in his present situation was not the loss of time and imprisonment but rather the breakdown of his relationship with his beloved daughter.

#### EMOTIONAL FUNCTIONING

The client reports symptoms of anxiety and depression. The client has returned to college to pursue a degree. The client attempts to distract himself from the sadness and stress of not being present in his daughter's life by walking and putting forth great effort into his education and economic pursuits.

The client appears to have "psychological resiliency," which suggests that he is mentally equipped to overcome hardship constructively. The client is impacted by the loss of his daughter in his life, which appears to be the single most impacting variable in his mental health condition. The wellbeing of the client's mother is a concern, however, Mr. Leventhal seems to manage the stress of his caretaking role in a favorable manner.

#### CONSIDERATIONS AND RECOMMENDATIONS:

- This writer's recommendation that the Honorable Judge considers that the client is granted an "early release" from probation. This writer believes that the client's mental health would vastly improve if he were to be released.
- The client does not pose a threat to society, and there is no evidence that he is inclined to hurt anyone or himself.
- The client has a significant responsibility as it pertains the care of his 95-year-old mother. His mental wellbeing must be supported, given the stressful nature of his commitment.
- The client accepts full responsibility for the actions that brought him into the legal system.
- The client would benefit from the opportunity of attempting to re-engage with his daughter without restriction. Mr. Leventhal's mental health condition would vastly improve by being allowed to repair the damage that has occurred in this most valuable relationship.

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- The client would like to attempt to support his daughter as she pursues college.
- The client is pursuing continued education. Release from probation would reduce stress regarding his academics.
- The client's economic pursuits may necessitate traveling. Release from parole would allow him to pursue his interests unencumbered and without legal restrictions.
- The client appears to recognize his mental health needs and would like to continue with counseling irrespective of the court mandate.

It is the hope of this writer that the Honorable Judge considers the recommendations addressed in this report.

Respectfully submitted,

*Linda A. Hochfield MA LPC*  
Linda Hochfield, MA, LPC  
10/12/20

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EXHIBIT 1

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any order compelling him to do so, for among other reasons, he has no confidence in the Government to competently, properly or correctly distribute such funds

22. As to satisfying the principles set forth in the Sentencing Guidelines and 18 U.S.C. § 3553(a) regarding the need to avoid sentencing disparities<sup>6</sup> and the principle of sentencing "not greater than necessary," two closely and directly comparable cases which produced sentences orders of magnitude less harsh than that imposed in this case. The first, in the same district and court where Leventhal was sentenced is Case No. 11-CR-255, United States District Court Eastern District Of New York, in *United States v. Klein*. The second is *U.S. v. Matassa*, Case No. 17 CR 373 before Judge Matthew Kennedy of this court.

23. Matassa's PSR writer penned the following statement about Matassa: "Defendant is a Chicago native who had a seemingly normal upbringing," when in fact Matassa and his family, according to decades of published newspaper reports, were publicly identified innumerable times as being high ranking members of a Chicago Organized Crime family. See Chicago Tribune article June 22, 2019, "*Reported 'made' member of Chicago Outfit given 6 months in prison for embezzling from union*."

24. Neighbor Howard Leventhal not any known member of his family going back to their immigration into the United States in the late 1880s, had ever once entered a criminal court, aside from traffic, claims Leventhal. Matassa stole irreplaceable labor union retirement and

<sup>6</sup> 18 U.S.C. Section 3553(a)(6) requires sentencing judges in federal court to consider "the need to avoid unwarranted sentence disparities among defendants with similar records who have been found guilty of similar conduct."

<sup>7</sup> 1,17-cr-00373 Document #: 67 Page 10 of 16 Page ID #: 774

<sup>8</sup> <https://www.chicagotribune.com/news/criminal-justice/cr-reported-chicago-mob-figure-sentencing-20190722-ladymanovx57jpn0a9qv-6n74-4-vory.html>

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medical funds for his personal consumption. Leventhal claims that he embezzled his admittedly criminal acts to fund an authentic technology development company under desperate circumstances in the aftermath of the 2008 stock market crash, while supporting three families including one with a dying (earlier) ex-spouse who needed otherwise unobtainable 24/7 365 care. He also claims that he took extraordinary care to make certain that his victims could withstand and recover from the losses he produced; not that any of this excuses the criminal conduct to which the defendant admitted.

25. John "Pudge" Matassa's age at the time of sentencing was within a few years of Leventhal's age at sentencing. Both had serious medical issues yet the prosecutor in Matassa's case did not waste more than a year of Matassa's life trying to invalidate the presence of these issues, as the prosecutor did in Leventhal's case, producing manifest physical harm in the present day to Leventhal. Decades of published reports show that Mr. Matassa was a lifelong professional criminal from a family of lifelong professional criminals. Matassa was sentenced to 6 months versus the 60-month sentence for Leventhal. Matassa's parent-child relationship was not deliberately destroyed by the Government and Probation as a *quid pro quo* for a confidential informant's perjury, as Leventhal's was. This comparison establishes a gross and unwarranted sentencing disparity of 1,000% when measured in simple numbers. It is exceedingly difficult however in practical terms, to precisely enumerate the harm caused in Leventhal and his daughter, by the deliberate destruction of his relationship with his daughter not suffered by Matassa. The Matassa comparison however pales in comparison to Klein.

EXHIBIT M  
Reference letters, binder

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26. Philip Klein was in the same age range at sentencing as Marasa and Leventhal, also with serious medical conditions<sup>16</sup>. Klein embezzled funds allocated for the support of children and federal Head Start Program monies. To the extent monies obtained illegally by Leventhal were not used for bona fide business expenses, the remainder was used (according to Leventhal) to support an ex-spouse afflicted with Multiple Sclerosis dying in agony and the humiliation of the loss of body function control, as well as Leventhal's aged parents, his daughter adopted an abandoned foundling in China, and Leventhal's stepchildren. Klein was sentenced to one day of imprisonment, an unwarranted sentencing disparity of 1,825 times or 182,500% versus Leventhal.

27. What explains these disparities?<sup>17</sup> Mr. Leventhal expresses an unsupported misconduct conspiracy theory, however the sentencing disparities speak for themselves to establish that the sentence in Leventhal's case was far greater than necessary, particular in light of the deliberate destruction of relationship between the Defendant and his only child, which the Government has not denied was planned and executed by EDNY Prosecution and Probation, among others. It is unsurprising from Leventhal's viewpoint, that he is repulsed by the thought of any ongoing contact whatsoever with Probation personnel going forward.

28. Lastly, the public interest is best served by terminating Leventhal's supervised release because this will allow the Probation Department to invest the public's limited resources on those who are truly in need of supervision. Due to the current Coronavirus Crisis especially, Probation staffers are quoted on public record<sup>18</sup> stating that an above normal rate of early releases of vulnerable prisoners have placed them (probation officers) under an excess, unmanageable burden. There is no benefit to be derived by maintaining supervision at public expense over someone like Leventhal who has shown himself to be beyond the need for

<sup>16</sup> See "Amended Statement of Reasons" in Klein case, dated December 27, 2011  
<sup>17</sup> See for example: <https://www.thematerialproject.org/2020/04/03/probation-and-parole-officers-are-rethinking-their-roles-as-coronavirus-spreads>  
PETER ANDREA R. WOOD, 12

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SWORN AFFIDAVIT OF DR. GREGORY A. YOUNG

I, Gregory A. Young do hereby solemnly swear and affirm as follows: I am a father, grandfather, 65 years of age and a resident of Cook County for more than thirty eight years. I was a public school teacher for 38 years and hold a doctorate in education. I am a 8<sup>th</sup> degree black belt master instructor in Taekwon-Do and have taught self defense and violence avoidance to thousands of children.

My family and I have known Howard E. Leventhal for more than thirty years. Howard was a student of mine at Niles Township North High School in Skokie, Illinois and one of my earliest students to achieve black belt rank. My first independent teaching assignment for Howard was to instruct the early childhood class in Morton Grove's Park District.

Howard has always been a person who can be trusted to do what he says he'll do. I am very impressed by the way he has continued to support his ex-wife who is stricken with multiple sclerosis. His compassion in this case is noteworthy.

Howard and his wife went to China to adopt a beautiful baby girl named Amelia Wenying Handeland-Leventhal. Howard has shown much love and financial support for this child. He is a capable and committed father.

Howard is hard working and has always provided for those in his family. He helps support his mother and father who are elderly.

I have never heard or witnessed Howard intoxicated on alcohol or drugs. He has not taken illegal drugs, associated with criminals, or had any disputes with associates, neighbors, or law enforcement personnel.

In my opinion, Howard is an exemplary human being in every aspect of his life.

AFFIANT FURTHER SAYETH NOT.

*Gregory A. Young* Date: 12-07-2005

Subscribed and sworn before me this 7th day of December, 2005.

*May L. Zing*  
(Notary Public)



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JOHN AFFIDAVIT OF LINDA SINC

I, Linda Singer, do hereby solemnly swear and affirm as follows: I am a mother, 47 years of age and a resident of Cook County for 47 years. I have had principal roles in the raising of 2 children.

My family and I have personally known Howard E. Leventhal for more than 20 years. During this period I have witnessed Howard care for his ex-wife Judith, a totally disabled sufferer of chronic-progressive multiple sclerosis, along with others, in an utterly selfless manner without regard to the burden upon himself. I am also aware that he is very close with a wheelchair bound disabled cousin and always available to help him.

Howard is very caring and will give 200% of himself to those who are special to him including his daughter, family and friends. Howard is the type of friend who is always available to help no matter how busy he is in his private and business life. Howard is an individual you can rely on. It will only profit Amelia to spend as much time as possible with her Dad. He possesses unconditional love for her and she is a huge part of his life.

Howard is a hard working, creative individual with an unparalleled work ethic. To my personal knowledge over more than two decades, he has never been arrested, taken an illegal drug, suffered from a substance abuse affliction or associated with criminals or otherwise unconvincing characters.

AFFIANT FURTHER SAYETH NOT.

*Linda C. Singer* Date: Nov 21, 2005

Subscribed and sworn before me this 21st day of 2005. (Notary Public)

0000328

Law Offices of Caroline Kaplan  
5 south County Street | Waukegan, Illinois 60085  
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November 8, 2013

Steven Yurowitz, Esq.  
Newman & Greenberg  
950 Third Ave., 32nd Floor  
New York, NY 10022

RE: Howard Leventhal

Dear Mr. Yurowitz:

This letter is intended to provide a reference for your client Howard Leventhal, whom I have known personally since 2005 and represented since 2007 in family law matters in my capacity as an attorney licensed in Illinois.

Enclosed is a selection of other personal reference letters which were filed in Mr. Leventhal's divorce case long ago, in the 2005-2007 timeframe. In my view the statements made in these letters are an accurate portrayal. Also enclosed is a selection of news articles regarding real, legitimate computer and electronics products created and developed by Howard. I personally have seen operating demonstrations of the Voyager Mobile Internet TV created by Howard at USTeleomatics, as well as the VIVEE talking email software and service conceived and developed by Howard also at USTeleomatics.

My own personal observation of Howard is that he is lovingly devoted to his family, including his 88 year old mother who Howard supports, his first ex-wife Judith who Howard has financially supported for 25 years and his deceased father who Howard supported for 30 years after a business failure. Most particularly Howard is a magnificent father to his now 13 year old daughter who Howard adopted from a Chinese orphanage in 2002. I have requested a copy of the adoption agency home study which addresses Howard's fitness as a father among other things and will forward as it becomes available.

Howard is also extraordinarily supportive to his first cousin Neal Golden, a paralyzed quadriplegic of 30 years duration. He frequently visits Neal at his home to repair and maintain Neal's computers and electronics, has repaired Neal's wheelchair and adaptive equipment on numerous occasions and provides continuous emotional support to Neal's parents, Fern and Jerry Golden. Mr & Mrs Golden are elderly, lost their daughter at an early age to cancer and have taken care of Neal at home for all of the time since his crippling motorcycle accident. Howard calls them frequently, visits them with this daughter frequently and makes his aunt, who now can never be a grandmother, feel like a cherished grandmother none the less.

Howard is also a blackbelt in Taekwon-do and simultaneously a gentle and nurturing person. He has taught self defense to hundreds of children in addition to women and men, almost entirely on a volunteer basis. One of Howard's earliest students was Senior Master Earl Weiss who is now an 8<sup>th</sup> degree blackbelt and one of the highest ranking Taekwon-do masters in the world. To my knowledge Howard has also begun to teach martial arts to his daughter for personal defense purposes and character-building. Just this year he spent parts of the summer with her at Judo camp in South Carolina and Taekwon-do camp in Fox Lake, Illinois.

When my son Tommy, who was born prematurely and suffers from severe and permanent disabilities and was permanently admitted to the Misericordia Home in Chicago, a group care facility, Howard accompanied me, comforted me and emotionally supported me on what was arguably the worst day of my life. Around the same time Howard attended a Misericordia fund raiser and donated enough money to purchase an entire table of seating for my friends, family and guests.

Howard's inventions and product developments have been in the hands of millions of people and he is an important and productive contributor and teacher to the people and community around him. Many people rely upon him both emotionally and financially.

Very truly yours,



Caroline Kaplan

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**ALBERT L. WYSOCKI**

*of Professional Experience*

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**ALBERT L. WYSOCKI**  
BARBARA D. MYERS

December 12, 2013

The Honorable, Sentencing Judge  
United States District Court  
Eastern District of New York  
United States Courthouse  
225 Cadman Plaza East  
Brooklyn, New York 11201

Dear Judge:

I am writing this letter in connection with the sentencing of Howard Leventhal. Of course, I am aware of the fact that he will very soon be entering a plea of guilty. The purpose of my correspondence is to tell you what I know about Howard, not only as a friend but as a practicing attorney for over thirty-five years, which included a period of time on the Nineteenth Judicial Circuit bench as a judge in Lake County, Illinois. I've been a police officer, then the Chief Deputy Sheriff of Lake County, and I've held prosecutorial positions throughout my career as well.

I first met Howard inadvertently due to my active participation at Prince of Peace Catholic Church in Lake Villa where my family and I have been long time, active members. Howard enrolled his lovely daughter, Amelia, at our parochial Catholic School at Prince of Peace. Our paths crossed when I participated with Howard in many of the support activities for the parish and its school. Howard always demonstrated kindness, charity, hard work and active participation in supporting the parish school where his daughter attends.

At first we became acquaintances and then friends. I came to learn, after many personal and private discussions with Howard, about his tremendous charity and responsibility that he demonstrates on behalf of his family. As you may come to know, Howard is greatly valued, loved and appreciated in the community which I know him, that being Prince of Peace Catholic Church and School.

I know that Howard supports his deathly ill first wife extraordinarily beyond what anyone could possibly imagine as well as he continues to support his second ex-wife. He is committed to a personal, loving and kind relationship to his daughter, Amelia, and his quite elderly and financially distressed mother as well. I have never heard him use profanity or express any negative comments or recriminations about anyone.

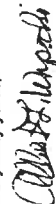
Sentencing Judge  
December 12, 2013  
Page 2 of 2

I am a seasoned, long time practicing criminal defense attorney and former judge. As a consequence of my professional experiences, I believe I have developed a very accurate perception of the people whom I come in contact with. I can represent to you, Your Honor, that my observations, experiences, and interactions with Howard for over the last eight years confirms my belief in his kindness, goodness, and charity with which he conducts his relationships with the people whom he knows, interacts with and loves. I am confident that my recommendations to you of Howard's character and goodness are accurate. If in your determination as to the appropriate sentence for Howard that he receive a rehabilitative sentence as opposed to a punitive one, I would certainly offer my skill and professional standing in a supplementary or supervisory role of any probationary disposition you might order.

I am a life long resident of Lake County, Illinois and I know Howard has lived here for many, many years. I am familiar with and conversant with all of the County and State agencies of the Lake County Court System and its personnel from top to bottom. I would be more than willing, indeed it would be an honor, if you felt you could rely on me in supervising any probationary sentence.

Howard Leventhal is a good man. It is my considered opinion that a removal of Howard from the interaction that he currently has with his two ex-wives, his daughter and his elderly mother would literally cause a much greater hardship on these women to their detriment with Howard's absence. I ask you to extend your discretion and consider this plea for mercy and rehabilitative community based sentencing alternatives for Howard here in Lake County, Illinois.

Very truly yours,



Albert L. Wysocki  
ALW:dd

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Fern Dawn Golden  
1700 Paddock Lane  
Lake Forest, IL 60045  
847-525-6505

November 5, 2013

Mr. Steven Yurowitz  
syurowitz@newmangreenberg.com  
Newman and Greenberg  
950 Third Ave  
New York, NY 10022

SUBJECT: Howard Leventhal

Mr. Yurowitz:

I am a lifelong resident of the Chicago area and have known Howard Leventhal for 55 years. My husband and I operated a financial services business for 35 years serving the needs of lower income factory workers in the City of Chicago.

Howard is a relative but not a blood relative. In one sentence the way I would describe Howard would be that he is among the most kind, kindly, kindhearted, big-hearted, good-natured, good, benign, compassionate, caring, altruistic and humanitarian individuals I have ever had the pleasure of knowing. He lives to help others and while he surely enjoys life, the most joy I have seen him derive from life has been during those times of greatest service to others.

When Howard was admitted to 1<sup>st</sup> grade he had a reading comprehension equivalent of a 6<sup>th</sup> grader. While in 1<sup>st</sup> grade he could quote large portions of the World Book Encyclopedia, which he had been reading since age 4. When Howard was about 9 years old and his family invited us over for a summer barbecue, Howard relieved his father as the cook and from that day forward until today he has taken great pleasure as a quite alpha male in being the chef and serving the meal at countless family dinners.

My brother Sheldon took an early interest in Howard and mentored him to develop their lifelong mutual interest in flying and electronics. When Howard was 10 years old he sat alongside full grown men at the federal building in Chicago, demonstrated fluency in reading and sending morse code and advanced electronics theory and passed the government administered test for his amateur radio license at the FCC.

Howard's bar mitzvah speech at age 13, which he authored entirely himself and on his own initiative, was about the virtues of not following the crowd, not breaking the law, not taking drugs and serving others before himself. This has been the theme which has pervaded his life, not only in words but in deeds. I have never once heard Howard even joke about taking illegal drugs himself, and Howard tends to joke and reminisce about everything he does.

At age 15 Howard was elected to the board of directors of a non-profit public service corporation, and he was elected by a group of arms-length adults who were not his relatives. In working with this group Howard provided communications support for Project LEAP, a poll-watching group and personally safeguarded an underprivileged precinct during elections on the south side of Chicago. Also with this group he provided health, safety and welfare communications during MS Walks and other charity events and during fires and natural disasters around the Chicago area. On a volunteer basis at age 16 while in the Civil Defense Explorers, Howard re-stocked fallout shelters throughout the northern suburbs with food, water and other supplies.

Howard began martial arts training at 15, attaining his black belt and significant proficiency in Tae Kwon Do. He placed well in several college-level tournaments while he was still in high school. At 5' 6" he is the only one of his instructor's thousands of students ever to have bested his own 8<sup>th</sup> degree master instructor Dr. Greg Youstra, a man of 6' 4", in a consensual sparring match that ended with Dr. Youstra's hospitalization. At the same time I have never seen or heard of Howard applying his formidable skills in any offensive way nor misapplying his skills in the slightest way. Beginning at age 19 Howard taught self-defense to children ages 5-10 at the Morton Grove Illinois Park District for a number of seasons.

Howard began college at Southern Illinois University in Carbondale, Illinois but did not stay long because he could not bear to be away from his first girlfriend in Chicago. The next year he enrolled at the University of Illinois at Chicago and was unable to continue as his father began to fail in business.

In 1982 after Howard's father had some sort of breakdown arising from his business failure, Howard saw that his mother and father needed financial support and started his first company, Suncom, Inc. At Suncom Howard dissected the flimsy joystick controller for the newly popular Atari game and developed a highly durable replacement. The "SilkStik" and "Starfighter" were sold all over the world including at places like Target

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and Toys R Us. Howard once related that while in Singapore on business he walked down the street and passed a peddler's pushcart selling joysticks from Howard's company.

For almost the entire 7 year duration of Suncom's existence before it was sold, Howard gave from one third to one half of his salary and bonuses to his mother. He also gave some money to his Great Aunt Molly who had cared for him as a baby. When the company was sold, the first thing Howard did was drive to the homes of his parents and his Aunt Molly to hand them bundles of cash. Not because they were investors in his company, and not because they were owed any money on any legal basis, but because they were investors in Howard's life and he was delivering upon his own personal code of conduct which demanded that he do it.

When Howard was in his early 20s my dear son Neal, Howard's first cousin, was devastatingly injured in a motorcycle crash. Neal was near death and in a coma for an extended period of time. Today Neal is nearly 100% paralyzed and my husband and I have cared for him at home for more than 30 years. I have attached digital video of a recent TV news story about Neal which provides a glimpse into his condition.

Howard's first reaction after Neal's long term outlook became known was to try fashioning some adaptive devices to ease Neal's challenges. Through the years Howard has gladly set up and repaired some of Neal's computers and electronics, and whenever called been at our door for this purpose at the soonest possible moment.

As shown on the TV news clip, Neal has made the most of his life by among other things attending as many Chicago Bulls basketball games as possible. Not long ago when Neal was re-admitted to the Rehabilitation Institute of Chicago, the upcoming game was blacked-out on local TV and Neal was quite unhappy. Upon learning of this during a visit to Neal, Howard went home and returned on the 60 mile round trip the next day with a fully functioning setup to play the Bulls game for Neal via a temporary streaming video feed over the Internet.

By far the greatest good thing Howard has achieved in his life was to travel to China for 16 days in 2002 and adopt his daughter Amelia Wen Ying Handland-Leventhal.

Amelia had been abandoned in the women's restroom of a train station near in a rural area of Hunan Province in Central China. She lived in an orphanage from her recovery by the police until Howard and his ex-wife Mary traveled there to retrieve her. Shortly

after Howard enabled Amelia to become an American citizen at the U.S. Embassy in Guangzhou, they came home to a welcoming party in my home. When it came time to say the prayers and do the blessings, Howard gave a speech to the assembled group of people who normally will not stop talking or fidgeting for a moment to save their own lives. In a very short time this group of people sat in rapt motionless silence.

Howard explained the thinking behind Amelia's name, which comes from two distinctly different sources. Firstly, Amelia is a westernization of the Aramaic "Al Maliya", meaning "Born by God" which could not be a better name for this adopted daughter who is so dearly loved by Howard. Secondly Amelia was named after aviator Amelia Earhart, and not only because of Howard's love for flying. Amelia Earhart was a symbol of the accomplishments of women and Howard said this name was chosen "because Amelia is an American now and in America ... a woman can be anything she decides to be".

My daughter Laura passed away at a very young age and I will never be a grandmother. Howard has tried at every opportunity to bring Amelia into my life and keep Amelia in my life so that I can have some of the experience of being a grandmother. I need this to continue.

Further remarkable about Howard is the way in which he has provided financial and emotional support for his first wife Judi, who is also a quadriplegic. To his own great merit, detriment and sacrifice, Howard has supported Judi for 25 years and provided her with whatever she has needed including a round-the-clock caregiver. This support followed the earlier many years of support Howard provided his parents, overstepped it and continues to this day, when Howard still cares for his 88 year old mother, my sister-in-law Lila Leventhal.

Through my experiences with Neal I have met and know many people with disabled relatives. For the most part, after a certain time, the only way they can survive has been to institutionalize the individual. But Howard has so empathized with Judi that he has been unable to take this step and he has stood beside her and with her regardless of his subsequent marriages. There are few people on earth who would even consider this let alone actually do it for a quarter of a century.

Howard is an excellent father and is needed by his daughter who is now 13 years old. Regardless of the outcome of these current matters, the person who stands to be hurt the most is Amelia, and she has already recovered from a devastating abandonment, quite well, directly because of Howard's efforts and for no other reason that I am aware of.

When Amelia was still a young child and her mother (Howard's 2<sup>nd</sup> wife Mary) was too overwhelmed with motherhood, Howard would take Amelia wherever he went, even on business trips. When Mary and her lawyer made things very difficult for Howard by using Amelia as a hostage to be exchanged for material things – Howard signed over his interest in the house he had paid for entirely with his own money, without hesitation, so that he could have the time with Amelia that Amelia needs and deserves. Most people would go to endless war over an issue such as this, but not Howard. When it came time to relinquish a material thing gained at great cost, Howard gave it up willingly in exchange for nothing more than the freedom to enjoy an ice cream with Amelia at will.

Howard recently volunteered to coach Amelia's school robotics team. He has taken her flying in the airplane he rents at the inexpensive, non-profit flying club he has belonged to for many years. Last summer Howard ignited an interest in martial arts for Amelia by taking her to a judo camp in the Carolinas and a Tae Kwon Do camp in Illinois. He coaches her privately and she already can break boards and deflect attacks even while being slight and weighing 70 pounds. Because Amelia is slight, she takes growth hormone injections which Howard administers to her whenever she is in his care.

In all the time I have known Howard, although he has been in plenty of mischief, it has been innocent mischief and he has never hurt anyone. At 5 years old, while I was watching him in my home, he disappeared and walked to his home, several miles away. He found a way into the locked house and when I arrived there after great upset to look for him, he was eating potato chips, watching TV and dreading the coming moment that I would find him.

Howard has never committed a crime or been accused of a crime as far as I am aware. When at our house he will not even take a can of soda without first asking permission. Howard knows that my husband and I are not as young as we used to be, and much of the time he visits with Amelia he brings food for everybody with special consideration for food that Neal can tolerate. When my daughter was near the end of her life, Howard also brought food, knowing that she could not eat it and hoping she could get some enjoyment from just smelling it or touching it to her lips. When Howard recently moved into a new home, the first thing he told me about it was that his criteria for enabling access for my son's wheelchair was satisfied, and that he had gone out immediately searching for wheelchair ramps suitable for Neal to pass over his threshold.

Howard is a productive member of society and he has much to offer. The video game and computer products he developed have served the needs and entertainment of many hundreds of thousands of people, all over the world. He once developed a computer graphics tablet called Animation Station and donated several to the Museum of Science and Industry in Chicago. For a number of years the public information graphic monitors on display all over the museum used the computer tablets that Howard created first with pencil on blank paper alone in his own lab.

Howard is an accomplished and noteworthy problem solver. When he thinks about solving problems, normally it is in the interest of the public good. For example he developed a product and service called VTVEE to reduce distracted driving by using a computer generated character to read aloud the email and text messages of drivers while driving. He wrote a book called "Are We There Yet, Road Trips in the 21<sup>st</sup> Century", which is still available on Amazon and proudly on display in my bookstore. The object of this book was to help parents everywhere solve the problem of keeping kids under control, entertained and intellectually stimulated while on long road trips. He developed a product called ICONtroller to solve the problem inherent in early laptop computers of needing to carry around an accessory mouse. As a pattern and practice in his life, he uses his intellect, which is formidable, to help not just those he loves or are close to him, but to help society at large.

Howard is not a consumer of luxuries or material items for himself generally speaking. He wears jeans and old clothes and drives a leased Chevrolet. Up until recently he drove a 10 year old car with 150,000 miles on it. It is obvious from the effusive support he has provided for his parents, ex-wife and daughter that this is where his lifetime income has gone. I understand that Howard is accused of fraud and is likely to plead guilty. Regardless there can be no productive purpose for depriving him of liberty under any guise or expressed cause, my feelings and emotions acknowledged and set aside.

Yours truly,

*Fern Dawn Golden*  
Fern Dawn Golden

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Lorraine B. Marx  
 N17 W5195 Canfield Circle  
 Collierville, TN 38017

To Whom It May Concern,  
 United States District Court  
 Eastern District of New York  
 United States Courthouse  
 225 Calverton Plaza East  
 Brooklyn, New York 11201

December 3, 2013

To Whom It May Concern,

My name is Lorraine B. Marx and I reside in the State of Wisconsin. I am retired from Kraft Foods. This reference letter is on behalf of Howard Leventhal who, I understand, plans to plead guilty to fraud in your Court.

I have known Howard Leventhal for the last twenty-eight years. I first met Howard in 1985 when he was the President of StarCom, Inc. in Chicago, Illinois and my daughter worked for his company. My daughter, Mary Handelman and Howard were married in October, 1999.

In 2002, Howard and Mary adopted my granddaughter Amanda who, as a baby, was abandoned in a remote area of the People's Republic of China. Howard is extremely proud of his daughter and always recognizes the importance of spending time with her or calling her on the phone.

Although we may have had differences of opinion in the past, ultimately I have known Howard to be conscientious, hardworking, generous and considerate person who has worked hard to

support his family and parents. Over the years, Howard developed many successful technology products. He is a talented man with many positive attributes that, if given the opportunity, could benefit the community.

I truly believe that Howard has already suffered extensively for his actions. He has lost credibility with his business associates and has experienced sadness by what he has put his family through. A prison sentence would cause irreparable harm to his young daughter. Therefore, I ask the court to take into consideration the importance of this critical relationship when considering his sentence as his absence in her life would be able to yet abandonment for her.

Sincerely,

*Lorraine B. Marx*  
 Lorraine B. Marx

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UNITED  
FAMILIES  
FOUNDATION



September 26, 2000

**Home Study for International Adoption**

**Examined:** James Edward E. & Handeland, Mary Ann  
2885 Farmington Drive  
Lombard, IL 60046  
**Home Telephone:** (847) 245-3066  
**Hubbard Work:** (847) 948-8200  
**Wife Work:** (847) 356-0781  
**1-600 Petition Filing Date:** March 7, 2000  
**1-600 Fingerprint Clearance Date:** June 26, 2000

**Interview Dates and Support Information:**

This International Home Study was conducted by United Families Foundation caseworker, Lynn L. Welterberg. Interview dates of 2/4/00, 4/9/00, 4/14/00, and 5/21/00 include home and office contacts. As part of the overall Home Study, character references, medical reports, financial statements and income tax returns are reviewed and the family's home is inspected. This couple stated that they have never been rejected as prospective adoptive parents nor have they been the subject of an unfavorable Home Study. They stated that they have no history of substance abuse, sexual abuse, child abuse or domestic violence even if it did not result in an arrest. They also stated that they have never been arrested, indicted or convicted of any crime.

**Adoption Expectations:**

Howard and Mary Ann, a childless couple, would like to adopt a Chinese infant of either sex, as young as possible, and under 15 months old. Although they would like a child who is as healthy as possible, they are willing to accept a child with a correctable condition. They would not accept a child with a diagnosis of Fetal Alcohol Syndrome. Both Howard and Mary Ann have been diagnosed and treated extensively for infertility conditions. This is a second marriage for Howard and a third for Mary Ann. Both say that their prior marriages suffered from the stress of infertility and they have chosen to create their family through adoption with relief and conviction. They are attracted to international adoption because they like the idea of providing a home for a child who would otherwise not have one. They appreciate the relative predictability of international adoption. Howard and Mary Ann believe a Chinese child will fit into their family system and their community with no difficulty. They stated that they have the enthusiastic support of friends and family.

Through extensive training the Leventhals have been made aware of the issues involved with adopting children from an institutional setting. Training included a discussion of the processing, expenses, difficulties and delays associated with international adoptions. They are also aware that the child they adopt might develop a previously undiagnosed medical or psychological condition following placement. The way that they accept this possibility and are willing to take this risk. Howard and Mary Ann state that they will assume full responsibility for the medical and financial needs of their adopted child upon placement and that they will fully cooperate with the Agency in its provision of post-placement.

Ave.

60046  
1-356-1452  
TR-1452.6

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**Personal Letter:**

I find Howard and Mary Ann Leventhal to be a mature, responsible and loving couple who have the emotional and financial ability to provide a nurturing home for a child. I highly recommend that the Leventhal's be allowed to adopt one healthy Chinese infant of either sex under fifteen months and as young as possible from China.

United Families Foundation is licensed as a Child Welfare Agency by the State of Illinois and is authorized to place children for adoption under License #504862-02 which is in effect until April 17, 2001

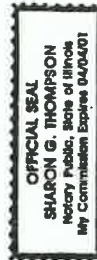
*Lynn L. Welterberg*  
Lynn L. Welterberg, MS  
Caseworker  
Licensing Personnel ID #506969

*9/26/00*  
Date

*Judith Tanter*  
Judith Tanter, LCSW, MS  
Casework Supervisor  
Licensing Personnel ID #506721

*9/26/00*  
Date

Signed and sworn before me this *26th* day of *September*, 2000.



*Sharon G. Thompson*  
Notary Public



THE PAY-FOR-PERFORMANCE PUBLIC RELATIONS FIRM

November 25, 2013

Sentencing Judge  
United States District Court  
Eastern District of New York  
United States Courthouse  
225 Cadman Plaza East  
Brooklyn, New York 11201

Dear Sir/Madam:

I am writing in connection with the sentencing of Howard Leventhal, who I understand is entering a guilty plea with regard to his case. I have known Howard for at least 15 years, and from my working relationship with him, I have knowledge of his character and responsibility.

I am the CEO of EMSI Public Relations, a national PR firm, which I founded more than 23 years ago. I have managed publicity campaigns for Howard for the promotion of 3 of his products.

In all my dealings with Howard, I found him to be an honorable businessman, who kept his word in every agreement he made with me and my company, including meeting his financial obligations, i.e. he paid us fully and when expected. And just as important is the fact that the products he promoted were real and of value to consumers.

We got media for Howard to promote these three products:

- A. 1998: We arranged TV interviews for Howard who was promoting Quicksite CD ROM Software (cutting-edge software that made it easy and economic for small business to develop a website, when previously such was cost prohibitive).
- B. 2005: We arranged talk radio interviews around the country for Howard who was promoting his book, *Are We There Yet? Road Trips in the 21st Century*.
- C. 2007: We arranged TV, radio and print coverage when he was promoting VIVEE, a voice interactive email for use in cars (at that time considered cutting-edge technology which promoted safety through hands-free use of digital devices while driving).

3748 Turnan Loop, Suite 101 • Wesley Chapel, FL 33544 • Tel. (727) 443-7116  
info@emsiincorporated.com • www.emsiincorporated.com

I hope this information is helpful in putting into context the type of person that Howard has been throughout the time I have known him - an honorable businessman who has promoted real products that have been beneficial to consumers.

Sincerely,

Marsha Friedman  
CEO

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November 20, 2013

To Whom It May Concern,

I am writing this letter on behalf of my friend of almost two decades, Howard Leventhal. I understand he will shortly be entering a guilty plea in court proceedings against him. I met Howard in 1995. I was working with a graphics arts company, who, at that time was one of the early pioneers of digital printing. Howard was working on some packaging projects and found digital printing to be helpful. Our shared sense of humor made us quick acquaintances and it wasn't long before we became friends. We had many lunches and eventually dinners including our wives. It wasn't long before I realized his kindness and generosity. We were invited to his cousin's house. His cousin is wheelchair bound and severely disabled from an accident years ago. There were several family members there, but it always seemed like it was Howard constantly looking after his cousin. I also had the pleasure of meeting Howard's parents. His father, too, had a great sense of humor, and over the years we have shared several laughs. Howard was very close to his dad and was there constantly until his dad passed. He has since been there in every way to make his mother's last years as comfortable as possible.

I later found out Howard is taking care of his first wife both compassionately and financially. She is suffering from a debilitating disease that requires both time and money. Just Howard doing what comes naturally. I also feel blessed to have been the very first person to greet Howard at the airport when he brought his beautiful new daughter Amelia home from China. He has been a loving, giving father ever since. He beams around her. I will regularly get texts on my phone with pictures / videos of things Amelia is involved with. Dancing, martial arts, and sometimes dad just bragging about how big and beautiful she has grown. Recently, Howard called and asked if I could stop by our home with Amelia. We were very glad to see both of them. The reason for his visit? He wanted me, as a guitar player, to show Amelia how a professional could make her new guitar sound. Here's the unusual part. Howard BUJLT the guitar by hand. I asked "why build one?" He said "I thought it would be a little more special this way" perhaps she will be a bit more motivated to spend the time to learn, knowing I didn't just run out to the store and buy one."

I know several people who participate in the Big Brother program. They cannot stress enough, the importance of a male influence in a child's life. We have all seen the implications of children growing up without dads. It would be doubly sad if Amelia were rescued from China, only to spend her time here, in her new country, fatherless.

It is difficult to share all of the great things I have witnessed Howard doing. I hope this sheds a bit of light on the kind of person I proudly call my friend.

Sincerely

Michael A Gianokopolous

President/co-owner M &amp; M Fasteners Inc. Crystal Lake Illinois 60014 est. 1999

Home address :35672 N. Sheridan Dr. Fox Lake IL 60020 1999 to present

November 30, 2005

To Whom It May Concern:

My name is Dan Blal. I am currently president of a credit unions service organization providing financial services to businesses and professionals throughout the country, a proud father of two adult women, and a dear friend of Howard Leventhal. I have known Howard Leventhal both professionally and personally for more than 15 years. I have known Howard to be a caring and responsible man. He has demonstrated great patience and care with both his elderly parents and his co-wife Judith, a disabled surface of multiple sclerosis. I also witnessed Howard's actions, attitudes and commitment throughout the arduous and hardwearing process of adopting his daughter, Amelia. Witnessing Howard-Leventhal. During this process, I observed Howard's loving and caring attempt to manage the process with the utmost care and attention to both his wife and prospective adopted child. The process required an exceptional amount of time and resources in a foreign country in order to conform to the requirements of the child's country of origin. I was impressed with the way in which Howard handled this process with care and attention to the special and sensitive conditions of Amelia's origins.

Since the successful adoption of Amelia, many of our shared conversations involve around his love and efforts for his daughter. I have had the opportunity to spend many shared moments with Howard and Amelia as they play and interact with one another. It is obvious to anyone that knows Howard even casually, that his relationship with his daughter is the most important thing in his life. Furthermore, and more critical, Amelia's need for her father's love, care, and nurturing is indisputable.

I am compelled to assist Howard in his efforts to be afforded as much time as possible with his daughter as a result of my own experience with the judicial system in Illinois and in adverse impact on father's and their children. Too often the child's needs are deferred to the mother with little regard or attention to the relationship the child had, and needs to maintain, with their father. I would elaborate, but am confident that the plethora of written material supporting this most intuitively obvious situation requires little more supporting evidence than the look in the eyes of the father's child.

Howard is a hard working, creative individual with an unparalleled work ethic. In my opinion as father of two beautiful adult women, Amelia will be best served by a custody arrangement whereby Howard is afforded the greatest conceivable amount of time exclusively with Howard. Please feel free to contact me if I can provide any further support in any efforts to provide whatever is necessary to assist Howard and Amelia in maintaining the relationship they both need.

Most sincerely,

Daniel S. Blal

0000324

Stuart W. Volkow  
 Box 5755 Santa Monica CA 90409  
 SKYPE: svolkow svolkow@gmail.com  
[www.linkedin.com/in/svolkow](http://www.linkedin.com/in/svolkow)

November 11, 13

Steven Yurowitz  
 Newman and Greenberg  
 950 Third Ave

IN SUPPORT OF HOWARD LEVENTHAL

New York, NY 10022  
 via email: [syurowitz@newmanandgreenberg.com](mailto:syurowitz@newmanandgreenberg.com)

Mr. Yurowitz:

I am a California resident and have known Howard Leventhal for over 45 years since approximately the 5<sup>th</sup> grade. This letter is in support of his defense and liberty.

Mr. Yurowitz:

I am a lifelong friend of Howard Leventhal, residing most of my life, full or part time in the Chicago area.

Howard is a loyal friend and family man who has worked diligently and had many business successes. I have been at all three of his weddings and have seen first hand his unwavering support of his aging parents, daughter Amelia, and disabled first wife Judy. All of this support has been with great personal sacrifice. This is especially true of his continued quarter century support of his completely disabled first wife Judy, keeping her from institutionalization. I witnessed first hand the depth of his commitment to family as he cared for his father in his final years. I have witnessed numerous times how he helps support his quadriplegic cousin Neal. For certain, Howard is, and has been pivotal in the support of numerous people in his family circle both financially, logistically and emotionally.

Howard has a unique combination of talent and ability combining technical skill in electronics and design with marketing savvy. I have seen first hand his ability to articulate and design complex products and bring them to market. I have worked with

him many times as a consultant on several of his businesses including Quicksite, Stealth Media Labs, U.S. Telematics, and Heltheo. As an expert in mobile Internet technology I can attest that to the feasibility of the eNurse Companion mobile home health monitoring product, brand named The McCoy. It integrates readily available off-the-shelf technologies.

As boys of 14 or 15 we trained together in an Explorer Post in Skokie IL where we learned first aid and ran emergency communications operations. Howard always performed at an excellent level.

Around that same time Howard began training in Tae Kwon Do about a year after myself. I trained and competed with Mr. Leventhal through my college years when we both attended Southern IL Univ. He always conducted himself honorably and has always displayed excellent self-discipline as a practitioner.

Howard is an excellent father and is needed by his adopted daughter Amelia, who is now 13 years old. Regardless of the outcome of these current matters, the person who stands to be hurt the most is of course Amelia, as well as his ex wife Judy and aging mother Lyla.

Sincerely,

Stuart W. Volkow

FILED DATE: 12/15/2020 4:11 AM 20201062057

FILED DATE: 12/15/2020 4:11 AM 20201062057

IN THE UNITED STATES DISTRICT  
COURT - EASTERN DISTRICT OF NEW YORK

UNITED STATES  
v.

HOWARD LEVENTHAL  
BMC

CASE  
13 cr 605  
DECLARATION OF S.D. KENNEDY

I, SAMUEL D. KENNEDY, DECLINE AS FELLOW.  
I AM AN INMATE AT BROOKLYN MDC, BROOKLYN, NY  
THE SAME AS THE DEFENDANT.

I HAVE ONLY KNOWN HOWARD LEVENTHAL A VERY SHORT PERIOD OF  
TIME. HOWEVER, IN THAT PERIOD, I CAN SAY THAT ON TWO DIFFERENT  
OCCASIONS IF NOT FOR HIM, I MAY NOT BE ALIVE AT THIS MOMENT.  
IN LATE JANUARY 2016, I WAS FEELING ILL AND HAD REQUESTED  
MEDICAL ASSISTANCE. AFTER HOURS OF NERVOUSLY ASKING AROUND OF  
MY CONDITION, HE PROCEEDED TO TAKE MY PULSE AT WHICH TIME HE  
NOTICED AN ARRHYTHMIA. HE THEN PROCEEDED TO ASSIST ME IN MY  
CELL AND REMAINED CONTINUOUSLY CHECKING MY PULSE WHILE ENSURING  
ME TO RELAX AND RAISE MY FEET OF THE GROUND. HE THEN  
VIGOROUSLY PROTECTED THE LACK OF CONTROL OF THE MEDICAL STAFF VIA  
A VERY FRIGHTEFUL CORRECTION OFFICER. I WAS TAKEN TO A LOCAL  
MEDICAL CENTER SHORTLY THEREAFTER. ON ANOTHER OCCASION, HE  
WATCHED OVER ME FOR HOURS WHILE I WAS IN THE MEDICAL CENTER.  
ALSO INSTRUMENTAL IN TEACHING G.I.D. CLASSES, COMPUTER TRAINING  
COURSES, JUST TO NAME A FEW. I HAVE WATCHED HIM GIVE LECTURES  
BROAD ALL DAY EVERYDAY IN ENDLESS SELF DEFENSE, COMBAT, AND  
WHATEVER CAME HE COMMITTED.

WHILE I HAVE NO IDEA IF THIS LETTER LEFT OR NOT, I WILL MAKE  
SOMETHING TO THE COURT, I CAN SAY HOWARD HAS MADE A DIFFERENCE  
IN THE LIVES OF THOSE AROUND HIM IN THE SHORT TIME HE HAS BEEN  
TOGETHER. IN MY EXPERIENCE, ONLY IN AND OUT OF PRISON, HAS  
THAT MAKES HIM A VERY NICE PERSON.

*Samuel D. Kennedy*

2-14-16

FILED DATE: 12/15/2020 4:11 AM 2020L062057

Earl Weiss  
10024 Skokie Blvd. #240  
Skokie, IL 60077  
847 679 5580

May 7, 2015

Honorable Judge  
Brian M. Cogan  
United States District Court  
Eastern Div. of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

RE: U.S. v. Leventhal

Your Honor:

This letter is in support of Mr. Howard Leventhal, Defendant in the above captioned matter, whom I have known personally since 1973. I am an attorney licensed in the State of Illinois, admitted to the Illinois bar in 1980 and a graduate of De Paul University School of Law. I humbly submit the following:

I am an 8<sup>th</sup> degree black belt in Taekwon-Do, one of a handful in the USA to achieve this rank. My instructors along the way have included the Founder of Taekwon-Do, the late South Korean Army General, Choi Hong Hi. Howard was my senior early on, a black belt before me, an assistant instructor for our *Subummin* (instructor) and among my earliest teachers. In the course of my martial arts career, I have taught many of students directly and indirectly through classes and seminars, some of whom also became instructors.

Howard's dedication and work ethic, at least in some small way, is embedded in the students that followed his example.

Martial art instruction is transmitted partly through inspiration. A good teacher mixes instruction and repetition with demonstrations that appear almost superhuman to students, inspiring them to eventually perform the same feats. I was inspired in this way by, Howard, who was the only one to kick a suspended heavy bag once and make it hit the ceiling three times in response.

Howard was of a teacher, who led by example with focus and energy. He provided students with a window into their potential.



He was a fierce, fighter who competed in the open heavyweight division at tournaments. Our instructor Dr. Gregory Youstra, VI Dan, assigned him to teach the youngest K-3<sup>rd</sup> grade students at our Morton Grove Park District classes. It is not easy for an intense martial artist to dial it back and present lessons gently for the mentality and physicality of children. Dr. Youstra could see that Howard is adaptable and suited for the challenge.

While many years have passed since then, I am certain that regardless of whatever misfortune has brought Howard before the Court, qualities which lit a fire under me as a young person can and should still be harnessed. I strongly encourage the Court to give serious consideration to sentencing in this matter which is focused upon community service, productivity and enriching the lives of people.

The United States does not need yet another prison inmate. The corrections system as it presently exists in the United States does little to rehabilitate the incarcerated or benefit society. No higher or better agenda could be served than by allowing Howard to pay his debt to society in a very real and tangible way by being just such a soldier in this war.

Yours truly,

Earl Weiss

Case 1:21-cv-00146 Document 157 Filed 09/22/16 Page 1 of 5 PageID #: 1547

Res: 46843-053  
Metropolitan Detention Center  
P.O. Box 32-1002

Brook Lyn 11232

September 15 2016

Judge Brian W. Cogan  
United States District Court  
225 Cadman Plaza East  
Brooklyn NY 11232

Judge Cogan:

I have just had a very bad experience with defendant Howard Leventhal in a case before you and I want you to know about it.

Assistant United States Attorney Winston Pres contacted my defense attorney to tell her that Mr. Leventhal signed my name to something. This charge is false!

A couple months ago Howard and I watched as Correction Office have left a man who might have had a very bad injury just lay on the concrete floor for an hour before putting him on a stretcher and bringing him downstairs.

EXHIBIT 14-1

Case 1:13-cr-00595-SAC Document 157 Filed 09/22/16 Page 2 of 5 PageID #: 1548

Howard offered to help as he always does and he was told to back off. He and I started writing notes about this event including testimonies getting this man out of house. Then Howard typed the note into an email to the Warden. Printed it out, ask me to Co. Sign it which I did.

In my country in Africa we would not ~~poison~~ poison a lion by feeding it any person who would accuse anybody else falsely. I signed the letter exactly as it shows. My lawyer said to me that this Prosecutor must make your friend Mary wish to do anything like this.

I have sat at same table with Howard and Jackson almost every week with him almost every day since he came to UDE. He does not hide with the white people. He sits with a table only Africans. Today I was sentenced in my case to the lowest possible sentence and because of Howard's help and strategy instead of

Case 1:13-cr-00695-SAC Document 157 Filed 09/22/16 Page 3 of 5 PageID #: 1549

being isolated from my family for another four years I will be probably free on a treaty transfer to my family in England before next year is finished. My lawyer knows nothing about this and Howard gave me perfect direction. how to do

He also help another of my countryman named Kingsley Koloko. Kingsley to claim asylum because he had been attacked in Nigeria for reason having to do with his race and fear of racism. Howard wrote justification for not deporting Mr. Kingsley back to Nigeria May and today Mr. Kingsley is working in New York in a medical occupation under no further threat of deportation.

Howard is suffering here for not  
 having good contact with his daughter.  
 He talks to me about almost  
 nothing else almost every day. I wish  
 you Sir - well please - allow him to  
 also be home with his daughter  
 because he deserves it and she  
 deserves to have his kind of father.

Very Sincerely  
 Peter Hdyora

Clifford M. Gross, Ph.D.  
 11950 North Bayshore Drive  
 North Miami, Florida 33181 Tel 313-393-0756

To Whom It May Concern  
 United States District Court  
 Eastern District of New York  
 United States Courthouse  
 225 Cadman Place East  
 Brooklyn, New York 11201

November 20<sup>th</sup>, 2013

Dear Honorable Sir or Madams,

I am providing this character reference on behalf of Howard Leventhal and I understand that he has or will enter a guilty plea in the matter before you.

I've known Howard for more than 13 years. I was introduced to Howard by Schneider Securities, an investment bank I had engaged to complete a public offering in 2000. I have been a professor (NYU, NYU and UST) and department chairman; I've founded and taken public two companies, one on the NASDAQ and one on the American Stock Exchange. Combined, I served as the CEO and Chairman of the Board of Directors for a total of approximately 20 years. I have also served as CEO and President of a Canadian government, provincial venture capital fund. Currently, I am CEO of a technology company based in Oxford, England. I hold a Ph.D. from New York University and an M.B.A. from Oxford University. Additionally, I serve on the Board of Directors of the State University of New York at Empire State College and the Board of Directors of the Technology Transfer Society. I am a listed inventor on 19 issued patents and an author/co-author of four published books.

I think Howard is a good and decent man who works extraordinarily hard in the emerging technology space. Soon after I was first introduced to him, although he was highly engaged in growing a new company, he took the time to travel to China to adopt a mal-nourished child and bring her back to the U.S. Through my interactions with Howard over the years, Howard always seemed to be a caring and attentive father.

Howard is a skilled aircraft pilot. On one of his flights, which was recounted to me because his passenger was a technologist I had introduced to him, the electrical system of plane failed. Through his steadfast action and resolve Howard was able to safely land the plane saving not only his own life, but also the life of his passenger. In the *Talmud*, Sanhedrin 37a states:

"FOR THIS REASON WAS MAN CREATED ALONE, TO TEACH THEE THAT WHOEVER DESTROYS A SINGLE SOUL... SCRIPTURE IMPUTES [GUILT] TO HIM AS THOUGH HE HAD DESTROYED A COMPLETE WORLD; AND WHOEVER PRESERVES A SINGLE SOUL... SCRIPTURE ASCRIBES [MERIT] TO HIM AS THOUGH HE HAD PRESERVED A COMPLETE WORLD."

In my business dealings with Howard, an investment company I was running had made an investment in an early start-up he founded. The investment did not work out as often happens with new technology investments. However, Howard proceeded to do something remarkable and unexpected. When he started a new company, he issued a pro-rata amount of shares to our firm, to equal the amount we had lost in the previous investment. This was done without requirement, mention or request from us. Over the past 25 years I have invested in more than 75 early-stage companies. Most don't succeed, as is characteristic of the early-stage investment class, a few (thankfully) have worked. None of our other investments that haven't worked have ever endeavored to repay our initial investment. Howard's action really stood out in my mind as an indication of good character and dedication; partly perhaps because it was so unexpected.

Irrespective of any mistakes Howard has made, I believe him to be a good man and a good father. I firmly believe that a person's past and future should not be described by a few actions, but the assessment of an individual should ideally reflect the totality of choices made and actions taken.

I plead before the court that you show compassion to Howard Leventhal. I understand that he has done wrong there is a price to paid, but I also remain enthusiastic and hopeful as to the additional good Howard can and will do in his remaining years, should he have the opportunity to do so.

Sincerely,

Clifford M. Gross, Ph.D.

FILED DATE: 12/15/2020 4:11 AM 20201062057

Sentencing Judge  
US District Court  
December 2, 2013

In 2002, Howard, together with 2 researchers at the University of Miami developed THE STEALTH CHANNEL DIGITAL WATERMARK, which was subsequently awarded U.S. Patent #7,079,633. Although this product did not reach commercial success, it was a ground-breaking development in the prevention of piracy of digital goods such as music, movies and TV programming.

In 2005, Howard, along with two others, co-authored a book entitled, "Are We There Yet? Road Trips in the 21<sup>st</sup> Century. This book, which is still available today, educates parents about using electronic methods of entertaining children on long car trips.

In 2007, Howard introduced the Vives voice interactive messaging for retrieving email in automobiles. The purpose of this product was to allow drivers to retrieve email without distraction.

In 2008, Howard, together with consulting engineers, developed the Voyager Mobile Television, which allowed the reception of live TV in moving automobiles. Voyager was demonstrated at the January 2008 Consumer Electronics show in Las Vegas.

I have been advised that Howard attended the Southern Illinois University and the University of Illinois, but did not graduate. Obviously, he is a self-taught engineer and an accomplished inventor, despite his lack of formal education. A number of years ago, Howard's father told me that when Howard was 12 years old, the local police agency sought his assistance in establishing their radio communication system.

Throughout the years that I have known Howard, I have never known him to be anything but honest and straightforward and as far as I can ascertain, he has absolutely no prior criminal history.

In the instant case, Howard, apparently under intense pressure to finance his latest undertaking, exercised extremely poor judgment for which he must atone. However, it would appear to me that no useful purpose whatsoever would be served by sentencing Howard Leventhal to any term of imprisonment.

Very truly yours,

RUDOLPH P. RUSSO  
RPR:ab

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FILED DATE: 12/15/2020 4:11 AM 20201062057

RUDOLPH P. RUSSO

Attorney and Counselor  
35 Market Street  
Poughkeepsie, New York 12601

Telephone: (845)452-9010  
Fax: (845)473-8122

BRANCH OFFICE

P.O. Box 199  
Haverhill Junction, NY 12533  
Telephone: (845)224-7962  
Fax: (845)224-9886

December 2, 2013

Sentencing Judge  
US District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11207

Re: People v. Howard Leventhal

Your Honor:

I am Graduate of The Columbia Law School and have practiced law in the State of New York since 1957. Since that time, in addition to my law practice, I have served as, among others, a Town Justice, a member of the Dutchess County Legislature, Chairman of the Dutchess County Legislature, a member of the Board of Trustees of The Dutchess Community College, attorney for the Dutchess County Legislature and attorney for the Dutchess Community College.

I have personally known the defendant, Howard Leventhal, since approximately 1987. I met Mr. Leventhal through my brother-in-law who, at the time, was in the investment banking business. Since 1987, I have personally invested in a number of Mr. Leventhal's enterprises. Although all of these endeavors were not commercially successful, in almost every instance Howard did, in fact, develop and/or bring to market the intended product.

Among these products was "QuickSite", a CD-ROM software which enabled small businesses to create their own e-commerce websites. This product was distributed nationally and in July of 1996, PC Computing Magazine gave it a 4-star rating with the comment that "QuickSite Gold is the friendliest of the bunch..." and "...the easiest way to set-up shop". To my knowledge, this product was totally and solely developed by Howard.

EXHIBIT P

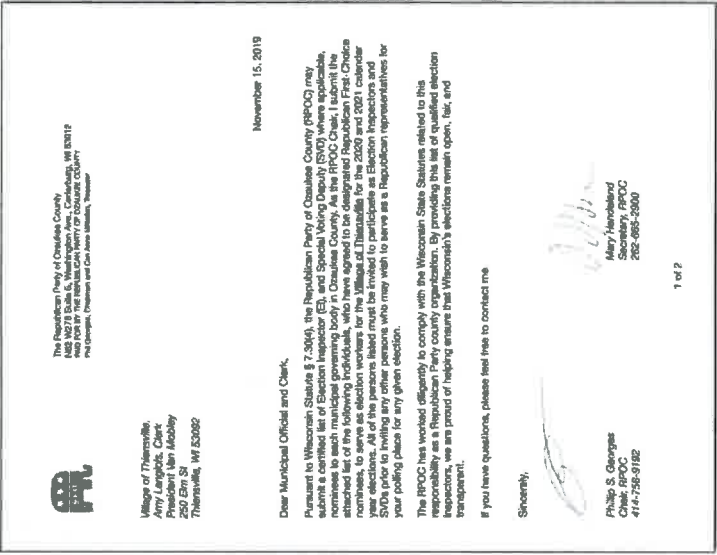
# Bought-and-Paid-For Wisconsin “Court” Orders

COMPLAINT - 100

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FILED DATE: 12/15/2020 4:11 AM 2020L062057

EXHIBIT N  
Handeland signature as RPOC Officer



COMPLAINT - 99

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FILED DATE: 12/15/2020 4:11 AM 2020L062057



0019CV00027 Case Details in Orange County

**Ozaukee County Case Number 2019CV000221 Amelia Handeland vs. toward Leventhal**

<b>Filing date</b>	<b>Case type</b>	<b>Case status</b>
08-12-2019	Civil	Closed
<b>Class code description</b>	<b>Responsible official</b>	<b>Branch ID</b>
Manslaughter Reckless	Vallero, Joseph W.	Z
<b>Party summary</b>	<b>Party names</b>	<b>Party aliases</b>
Defendant	Defendant	
Respondent	Anzules Lewenthal, Howard	

## Partien

Petitioner: Henshield, Arezula	Case	Name	Entered
Date of Birth 11-2000			09-21-2019
Address			
Attorneys			
Attorney name		Guardian ad litem	
Clare, Robert P		No	

[illegible]

Date of birth	Sex	Race
11-1968		
Address (last updated 06-11-2018)		
826 N Christmas Ave, Chicago, IL 60651		

**Can't record**

Date	Event	Court official	Court reporter	Amount
08-01-2019	Notice			

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COMPLAINT - 101

COMPLAINT - 102

FILED DATE: 12/15/2020 4:11 AM 2020L062057

Date	Event	Court official	Court reporter	Amount
08-26-2019	<p>Additional text: Howard Leventhal</p> <p>Certificates of non-seniors Additional text: Howard Leventhal</p>			
08-21-2019	Injunction granted	Storck, John R.		
08-21-2018	Injunction w/out firearm restriction for Leventhal, Howard	Storck, John R.		
	Additional text: forwarded to Dispatch. Emailed to Cook County Sheriff's.			
08-21-2018	Injunction hearing	Storck, John R.	Kahn, Arjuna	
	Additional text: 11:38 AM Class 19C7220 and 19C7221 called together. Petitioners Mary Hendelaid and Annelle Hendelaid in court with Attorney Robert Olm. Respondent Howard Leventhal appeared by phone means. Alty Olm advises Petitioners are each requesting injuction and mbias record to additional conditions being requested. Respondent opposes injuctions. Mary Hendelaid sworn and testifies. Court goes off the record for noon break. Parties to reconvene at 12:30 pm. Court back on the record with same appearances at 12:30 pm. Mary Hendelaid continues testimony. Parties as to ex parte filings of Respondent. Alty Olm acknowledges receipt of the filings and has no objection to the court reviewing the documents. Respondent requests the court review the documents. Court goes off the record to review the filings. Court back on the record with same appearances at 01:16 pm. Mary Hendelaid continues testimony. Annelle Hendelaid sworn and testifies. Court goes off the record for break. Court back on the record with same appearances at 02:52 pm. Howard Leventhal sworn and testifies. Objection by Alty Olm. Closing argument by Respondent. Court examines Alty Olm as to requested conditions as it relates to jurisdiction. Court makes findings and grants injuction to each petitioner for a period of four years, without firearms restrictions. Copies provided to present parties in court.			
08-18-2019	<p>Notice</p> <p>Additional text: Judge Storck grant's respondent's request to appear by phone. Clerk contacted petitioner via phone informing of same. Clerk e-mailed Respondent the call in number.</p>			
08-17-2019	<p>Letters/correspondence</p> <p>Additional text: Email response to Howard Leventhal email inquires.</p>			
08-17-2019	Letters/correspondence			

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